



*Council Work Session - 6:15 p.m.
HRA Closed Session - Immediately Following Regular Meeting*

CITY COUNCIL AGENDA

Tuesday, June 18, 2013

7:00 p.m.

**Coon Rapids City Center
Council Chambers**

Open Mic/Public Comment

Call to Order

Pledge of Allegiance

Roll Call

Adopt Agenda

Proclamations/Presentations

1. Cons. Resolution 13-65 Accepting Grant Monies from CenterPoint Energy for Multi-Gas Monitors
2. Crooked Lake Area Association Report

Approval of Minutes of Previous Meeting

June 4, 2013, Council Meeting

Consent Agenda

3. Cons. Resolution 13-66 Amending the 2013 Recycling Fund Budget
4. Accept Easement for Drainage and Utility Purposes from CBS Radio Media Corporation, 3237 Coon Rapids Boulevard NW
5. Approve Grant of Easement Rights to Great River Energy for Utility Purposes and Authorize Execution of Easement for Property on South Side of Main Street and West of Round Lake Boulevard
6. Authorize Final Payment, Project 12-16, Main Street Trail Construction (DNR Grant)
7. Cons. Resolution 13-68 Declaring the City's Participation with the Council on Local Results and Innovation's Performance Measurement Program for 2013
8. Accept 2012 Annual Financial Statement

Reports on Previous Open Mic

9. Open Mic Report: Lisa Denison Boike, 2145 111th Lane, Re: Recent Sanitary Sewer Backup in Neighborhood

Public Hearing

None

Bid Openings and Contract Awards

10. Cons. Resolution Awarding Contract for Watermain Lining, 93rd Avenue and Evergreen Boulevard, Project 12-9

Old Business

11. Cons. Adoption of an Ordinance Amending the Zoning, Mid America Real Estate, 2624-2760 Coon Rapids Boulevard, PC 13-10

New Business

12. Cons. Resolution 13-67 Amending the Comprehensive Plan, Mid America Real Estate, 2624-2760 Coon Rapids Boulevard, PC 13-9
13. Cons. Resolution Approving Plans and Specifications and Ordering Advertisement for Bids, Sanitary Sewer Lift Station No. 8, Project 13-24
14. Cons. Resolution Approving Plans and Specs and Order Advertisement for Bids, 2013 Sanitary Sewer Relining Program, Project 13-25

Other Business**Adjourn**



City Council Regular

Meeting Date: 06/18/2013

SUBJECT: Minutes

Attachments

6-4-13 Council Minutes

UNAPPROVED

COON RAPIDS CITY COUNCIL MEETING MINUTES OF JUNE 4, 2013

OPEN MIC/PUBLIC COMMENT

Lisa Denison Boike, 2145 111th Lane shared concerns about the water main break event on January 28, 2013. She said while she had the right type of coverage damages she has sustained losses that can't be replaced. Ms. Boike shared frustration with the process, street repairs, and why the storm system didn't handle this. She asked for the City to review this situation again and to appeal the League of Minnesota Cities' decision, adding that while she had appropriate coverage other neighbors did not. She stated she would have preferred to pay for the costs of pipe maintenance rather than repairs to her home.

CALL TO ORDER

The first regular meeting of the Coon Rapids City Council for the month of June was called to order by Mayor Tim Howe at 7:15 p.m. on Tuesday, June 4, 2013, in the Council Chambers.

PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Howe led the Council in the Pledge of Allegiance.

ROLL CALL

Members Present: Mayor Tim Howe, Councilmembers Denise Klint, Ron Manning, Paul Johnson, Jerry Koch, Bruce Sanders and Steve Wells

Members Absent: None

ADOPT AGENDA

MOTION BY COUNCILMEMBER KOCH, SECONDED BY COUNCILMEMBER MANNING, TO ADOPT THE AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

PROCLAMATIONS/PRESENTATIONS

1. 2013 JUNIOR ROYALTY AND MISS COON RAPIDS AMBASSADORS OF GOOD WILL
-

Mayor Howe read a proclamation declaring Miss Coon Rapids Teen an Ambassador of Good Will. A second proclamation was read by Mayor Howe declaring Emily Kollas, Miss Coon Rapids and all

Junior Royalty to be Coon Rapids Ambassadors of Good Will.

Emily Kollas and Senior Queen Jeannie Wolfgram discussed the upcoming events planned for the Coon Rapids Royalty and the 2013 Junior Royalty was introduced to the City Council. It was noted the Coon Rapids parade would be held on July 3rd at 6:00 p.m. A round of applause was offered to the royalty and their families.

2. OATH OF OFFICE FOR FIREFIGHTER DARIN JAHNKE

Chief Piper introduced the Fire Department's newest career firefighter, Darin Jahnke to the Council. Cindy Jahnke, Darin's wife, pinned on his badge.

Mayor Howe administered the Oath of Office to Firefighter Darin Jahnke. A round of applause was offered by all in attendance.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MAY 21, 2013, COUNCIL MEETING

MOTION BY COUNCILMEMBER KOCH, SECONDED BY COUNCILMEMBER WELLS, FOR APPROVAL OF THE MINUTES OF THE MAY 21, 2013, COUNCIL MEETING. THE MOTION PASSED 6-0-1, COUNCILMEMBER SANDERS ABSTAINED.

CONSENT AGENDA/INFORMATIONAL BUSINESS

3. APPROVE CLASS A OFF-SALE LIQUOR LICENSE FOR J&K VARHOL, INC., DBA COON RAPIDS LIQUOR, 11239 FOLEY BOULEVARD
4. APPROVE 2013 STREET MAINTENANCE PROGRAM CHANGE ORDER

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, FOR APPROVAL OF THE CONSENT AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

REPORTS ON PREVIOUS OPEN MIC

5. OPEN MIC REPORT – GREG LEONE – 11710 OLIVE STREET NW – PARK BOND REFERENDUM

Mayor Howe discussed Mr. Leone's comments made during Open Mic at the May 21, 2013 Council meeting regarding his concerns about the proposed park bond referendum.

6. **OPEN MIC REPORT – ALAN WILLIAMS – WATER RESTORATION PROCESS AND PORT RIVERWALK**

Mayor Howe discussed Mr. Williams comments made during Open Mic at the May 21, 2013 Council meeting regarding reviewing the water restoration process and PORT Riverwalk land donation.

PUBLIC HEARING

7. **STREET RECONSTRUCTION PROJECT, BLACKFOOT STREET, PROJECT 13-4:**
A. **HOLD PUBLIC AND ASSESSMENT HEARING**
B. **CONSIDER RESOLUTION ORDERING IMPROVEMENT**
C. **CONSIDER RESOLUTION APPROVING PLANS AND SPECIFICATIONS ND ORDERING ADVERTISEMENT FOR BIDS**
-

The staff report was shared with Council.

Mayor Howe opened and closed the public hearing at 7:36 p.m. since no one appeared to address the Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 13-4(6A) ORDERING THE IMPROVEMENT. THE MOTION PASSED UNANIMOUSLY.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 13-4(8) APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS. THE MOTION PASSED UNANIMOUSLY.

8. **PUBLIC HEARING FOR REVISED ASSESSMENT, WOODCREST DRIVE STREET RECONSTRUCTION, PROJECT 13-2**

The staff report was shared with Council.

Mayor Howe opened and closed the public hearing at 7:55 p.m. since no one appeared to address the Council.

BID OPENINGS AND CONTRACT AWARDS

9. **RECONSTRUCTION OF WOODCREST DRIVE AND 113TH AVENUE, PROJECT 13-2/13-3:**
A. **CONSIDER RESOLUTION AWARDDING CONTRACTS**
-

B. CONSIDER RESOLUTION ADOPTING THE ASSESSMENTS

The staff report was shared with Council.

MOTION BY COUNCILMEMBER KOCH, SECONDED BY COUNCILMEMBER SANDERS, TO ADOPT RESOLUTION NO. 13-2 (SAP 114-108-003) AND 13-3 (SAP 114-139-001)(9) AWARDED A CONTRACT TO C.S. MCCROSSAN CONSTRUCTION, INC. IN THE AMOUNT OF \$1,707,732.70; AND RESOLUTION NO. 13-2 (SAP 114-108-003) AND 13-3 (SAP 114-139-001)(12) ADOPTING THE ASSESSMENTS. THE MOTION PASSED UNANIMOUSLY.

OLD BUSINESS

10. APPROVE FINAL PARK IMPROVEMENT PROGRAM PROJECT LIST AND BUDGET FOR 2013 PARK BOND REFERENDUM

The staff report was shared with Council.

Mayor Howe commented this is an item the Council and Park Commission has been working on for the last year. He said that due to budget constraints, no improvements have been made to City parks over the past 10 years and for that reason the Council would be having a Park Referendum on the ballot this fall.

City Manager Gatlin stated in preparation of the referendum proposed for this fall, City staff was creating an informational brochure that would be mailed to every resident on the proposed park plans. He indicated he would like to receive input from the Council on the brochure prior to being sent to the printer.

Mayor Howe recommended the Council review the brochure and provide staff with comments.

MOTION BY COUNCILMEMBER SANDERS, SECONDED BY COUNCILMEMBER WELLS, TO APPROVE THE PROJECT LIST AND PROJECT BUDGET FOR THE 2013 PARK REFERENDUM INCLUDING THE PARK PROJECTS LISTED AND A PROJECT BUDGET NOT TO EXCEED \$17.2M.

Councilmember Klint indicated upcoming neighborhood meetings would allow for comments from the public. She encouraged the public get involved in the planning process.

Councilmember Johnson encouraged the public to support the referendum this fall as it would provide necessary updates to the City's park system. He recommended residents with questions or concerns regarding the referendum to contact City Hall or their Councilmember for further information.

Councilmember Koch said he was pleased with the proposed trail and sidewalk improvements.

Councilmember Sanders said he supported the proposed park referendum noting the improvements were vital to the community.

THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS

11. CONSIDER INTRODUCTION OF ORDINANCE AMENDING THE ZONING, MID AMERICA REAL ESTATE, 2624-2760 COON RAPIDS BOULEVARD, PC 13-10
-

The staff report was shared with Council.

MOTION BY COUNCILMEMBER SANDERS, SECONDED BY COUNCILMEMBER KLINT, TO INTRODUCE AN ORDINANCE AMENDING THE ZONING FOR THE PROPERTY AT 2624-2760 COON RAPIDS BOULEVARD. THE MOTION PASSED UNANIMOUSLY.

12. APPROVE AMENDMENT TO FINAL PLANNED UNIT DEVELOPMENT, MJM PARTNERSHIP, 10091 AND 10087 DOGWOOD STREET, PC 13-11
-

The staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER JOHNSON, TO APPROVE THE AMENDMENT TO THE FINAL PUD TO EXPAND THE PARKING LOT WITH THE FOLLOWING CONDITIONS:

1. THE LANDSCAPE PLAN BE REVISED TO SHOW THE REQUIRED THREE-FOOT HIGH HEDGE AND PLANTING BED OR THREE-FOOT HIGH BERM AND PLANTING BEDS ALONG 101ST AVENUE.
2. THE PROPERTY OWNER MUST ENTER INTO A LANDSCAPE MAINTENANCE AGREEMENT WITH THE CITY AND NO LANDSCAPING CAN INTERFERE WITH UTILITIES.
3. THE CITY ENGINEER'S COMMENTS MUST BE ADDRESSED.
4. THE PROPERTY OWNER MUST ENTER INTO A SITE SECURITY AGREEMENT WITH THE CITY.
5. STAFF WILL REVIEW THE FINAL SITE PLAN AND FIELD VERIFY THE DIMENSIONS PRIOR TO THE ISSUANCE OF PERMITS.

Councilmember Klint said she supported the request but questioned if the large trees could be saved. Planner Harlicker indicated the trees would be saved but the shrubs would be lost.

THE MOTION PASSED UNANIMOUSLY.

13. RESOLUTION 13-64 APPROVING TRANSFER OF LAND FROM ANOKA COUNTY
FOR LION'S COON CREEK PARK AND AGREEING TO TERMS OF ASSOCIATED
GRANT AGREEMENT

The staff report was shared with Council.

Mayor Howe questioned the purpose of moving this item forward. Public Works Director Himmer indicated the lease renewal with the County led to the proposed land transfer. City Manager Gatlin explained the City would now own the property outright and would no longer need to negotiate contracts with the County every 20-25 years.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 13-64 APPROVING THE TRANSFER OF LAND WITHIN LION'S COON CREEK PARK FROM ANOKA COUNTY AND AGREEING TO THE ASSOCIATED GRANT AGREEMENT. THE MOTION PASSED UNANIMOUSLY.

OTHER BUSINESS

14. SAND CREEK PEDESTRIAN CROSSWALK OVER FOLEY BOULEVARD

The staff report was shared with Council.

Police Chief Wise indicated crosswalk enforcement would be targeted by the Police Department on June 18th. He said this would be done as an educational campaign to increase voluntary compliance throughout the City.

15. OTHER BUSINESS – “NO RIGHT TURN ON RED” SIGN ON MAIN STREET AT
RIVER RAPIDS DRIVE

The staff report was shared with Council.

Councilmember Wells complemented staff for responding so quickly to a resident that had expressed concern regarding the construction at Yukon Street.

Councilmember Manning requested staff take any action possible to help the residents that spoke at Open Mic this evening with regard to the water main break event.

Councilmember Wells agreed, stating he would like to revisit this item at a future meeting.

City Manager Gatlin explained that since the sewer lines have been relined and televised, the backup frequency throughout the City has been greatly reduced. He cautioned the Council from wanting to revisit this issue as there was little need for change.

Finance Director Legg stated the City's next newsletter did include an article discussing the importance of residents insurance against a sewer backup or flood.

Mayor Howe stated he was pleased with the new look of the driving range.

ADJOURN

MOTION BY COUNCILMEMBER KOCH, SECONDED BY COUNCILMEMBER SANDERS,
TO ADJOURN THE MEETING AT 8:35 P.M. THE MOTION PASSED UNANIMOUSLY.

Tim Howe, Mayor

ATTEST:

Cathy Sorensen, City Clerk



City Council Regular

1.

Meeting Date: 06/18/2013

Subject: CenterPoint Energy Community Partnership Grant

Submitted For: John Piper, Fire Chief

From: Cathy Sorensen, City Clerk

INTRODUCTION

Mike Zandaroski of CenterPoint Energy will be in attendance to present the Fire Department with a Community Partnership Grant in the amount of \$2,500 to purchase multi-gas monitors. Council is requested to adopt a resolution accepting the grant and amending the budget.

DISCUSSION

The Fire Department applied for a Community Partnership Grant from CenterPoint Energy to purchase multi-gas monitors for use at the City's water treatment plants and the Coon Rapids Ice Center. This monitoring will help the Fire Department make safe tactical decisions in performing rescues of potential victims and the need for evacuations of surrounding households.

RECOMMENDATION

Council is asked to adopt Resolution 13-65 accepting the grant monies from CenterPoint Energy in the amount of \$2,500 and extends their thanks for this generous grant.

Fiscal Impact

BUDGET IMPACT:

The estimated cost of the multi-gas monitors is \$5,422.80 plus tax and shipping. The grant will pay \$2,500 and the City would pay the remaining balance from the Fire Department budget.

Attachments

Resolution 13-65

RESOLUTION NO. 13-65

**A RESOLUTION TO ACCEPT THE GRANT OF MONIES
TO BE USED TOWARD THE PURCHASE OF MULTI-GAS MONITORS FROM
CENTERPOINT ENERGY**

WHEREAS, CenterPoint Energy has awarded a Community Partnership Grant of \$2,500 to the City to be used toward the purchase of multi-gas monitors; and

WHEREAS, Minn. Stat. § 465.03 allows cities to accept grants of real or personal property by resolution adopted by a two-thirds majority of Council; and

WHEREAS, the City Council finds the offered grant to be in the public interest; and

WHEREAS, the 2013 budget did not anticipate the grant award; and

WHEREAS, the City Council finds that it is in the best interest of the City and its citizens to authorize the reallocation of funds for the receipt and use of the grant; and

NOW THEREFORE BE IT RESOLVED by the City Council of Coon Rapids, Minnesota that the Community Partnership Grant of \$2,500 is hereby accepted.

BE IT FURTHER RESOLVED that the 2013 budget for the Fire Department Capital Outlay is amended to include \$5,500.

BE IT FURTHER RESOLVED that the City of Coon Rapids hereby extends its gratitude to CenterPoint Energy for its generosity.

Adopted by the Coon Rapids City Council this 18th day of June, 2013.

Tim Howe, Mayor

ATTEST:

Catherine M. Sorensen, City Clerk



City Council Regular

2.

Meeting Date: 06/18/2013

Subject: Crooked Lake Area Association Report

From: Cathy Sorensen, City Clerk

INTRODUCTION

Members of the Crooked Lake Area Association would like to address the Council regarding Crooked Lake and the Association.

DISCUSSION

Gary Nereson, Steve Sibinski, and other members of the Crooked Lake Area Association will be present to provide an overview of the enhancements of Crooked Lake, primarily in water quality, and to thank the City for its participation in this effort . They will also be sharing their Association newsletter as further reference for the Council.

RECOMMENDATION

Council is asked to receive the Crooked Lake Area Association's report.



City Council Regular

3.

Meeting Date: 06/18/2013

Subject: Authorize Recycling Budget Amendment

From: Sharon Legg, Finance Director

INTRODUCTION

The City Council authorized the 2013 SCORE Grant with Anoka County on March 5, 2013 which anticipates adding additional staff as necessary and expanding services for residents in 2013. The corresponding budget amendment should now be adopted.

DISCUSSION

City Council may recall that the SCORE contract with Anoka County adopted on March 5, 2013 allowed for additional services in 2013 such as extended hours for mattress, appliance and electronic collections, paper shredding and increased efforts in City parks and special events. Additional staff was also authorized to gear up for further expansion of the Recycling Center in 2014. The additional costs related to the expanded services will be paid for through SCORE funds. However, the budget should be adopted to address these items.

Additionally, the revised budget would include funds for an additional computer set-up for the part-time employee, a sign and roll-offs. These capital items were not identified in the original budget and are addressed in the attached resolution.

The original 2013 Recycling Center Budget was \$142,000, unspent 2012 funds are carried forward into 2013 in the amount of \$20,604 and additional grant funds over the original \$127,000 are anticipated for a revised 2013 budget of \$210,210.

RECOMMENDATION

Staff recommends adoption of Resolution 13-66 Amending the 2013 Recycling Fund budget.

Attachments

Resolution 13-66

RESOLUTION NO. 13-66

RESOLUTION AMENDING THE 2013 RECYCLING FUND BUDGET

WHEREAS, Section 1-700 of the City Charter provides for adoption of an annual budget and subsequent amendments; and

WHEREAS, the 2013 adopted Recycling Fund budget was in the amount of \$142,000; and

WHEREAS, additional SCORE funds (\$47,606) will be received since the budget was adopted; and

WHEREAS, unused funds from 2012 (\$20,604) can be added to the 2013 budget; and

WHEREAS, charges for services will increase by \$5,000 due to additional services provided; and

WHEREAS, capital outlay purchases must specifically be identified per the City Code 2-803; and

WHEREAS, the 2013 revised budget will include funds (\$49,387) for computer equipment, roll-offs and a sign.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Coon Rapids, Minnesota to adopt the 2013 Revised Recycling Fund Budget as follows:

Personal services	\$	50,000
Other services		84,139
Supplies		31,684
Capital outlay		<u>49,387</u>
Total	\$	<u>215,210</u>

Adopted this 18th day of June, 2013.

Tim Howe, Mayor

ATTEST:

Catherine M. Sorensen, City Clerk



City Council Regular

4.

Meeting Date: 06/18/2013

Subject: Easement from CBS Radio Media Corporation

From: Kim Reid, Administrative Legal
Assistant

INTRODUCTION

Council is asked to accept an easement from CBS Radio Media Corporation for drainage and utility purposes over portions of their property located at 3237 Coon Rapids Boulevard NW.

DISCUSSION

The City is planning to reconstruct Lily Street NW along the east side of 3237 Coon Rapids Boulevard. As part of the reconstruction project (Project 13-1) the City plans to replace four fire hydrants along the west side of Lily Street. The proposal is for the new hydrants to be further away from the curb for public safety purposes. The City is requesting drainage and utility easements 15 feet long by 8 feet wide at each of four locations that would allow the hydrants to be moved a safer distance from the curb. The new hydrant locations would remain between the curb and the existing fence on the property. CBS Radio Media Corporation has provided such an easement at no cost to the City.

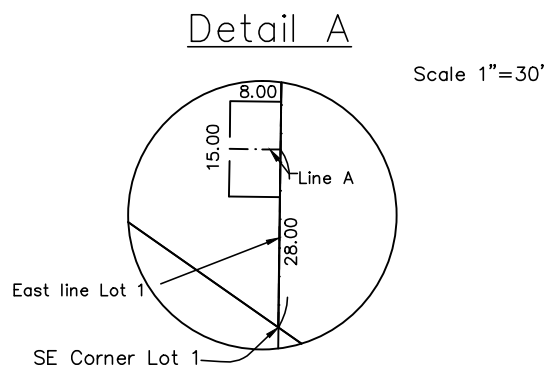
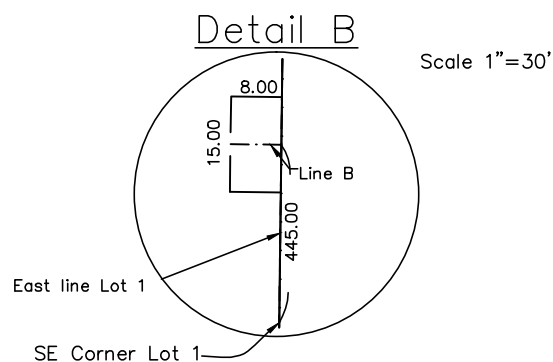
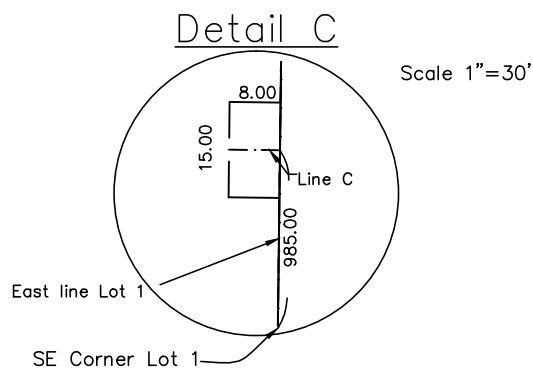
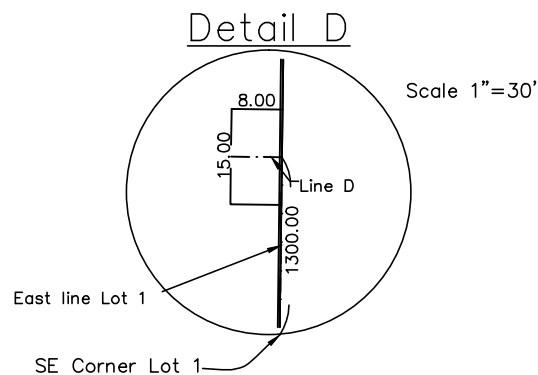
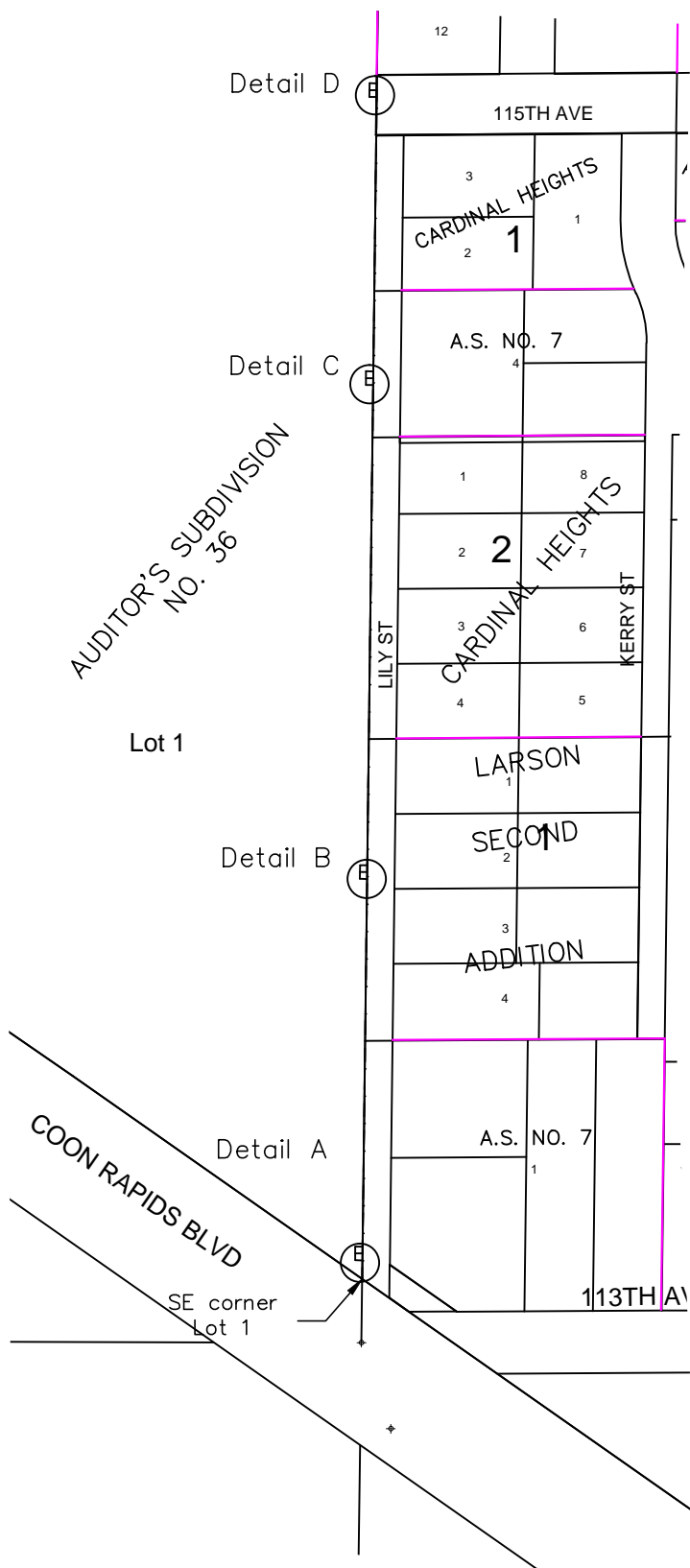
ACTION REQUESTED

Council is asked to accept the attached easement for drainage and utility purposes from CBS Radio Media Corporation.

Attachments

Easement Map

CBS Easement Agreement



City of Coon Rapids
11155 Robinson Drive
Coon Rapids, MN 55433-3761
Tel: 763-755-2880
Fax: 763-767-6491
www.coonrapidsmn.gov

**COON
RAPIDS**
Minnesota

Lily Street Utility Easement Exhibit

DRAWN DMZ

DATE: 2/28/13

SCALE: 1"=200'

PLATE NO.

EASEMENT AGREEMENT

(13-1-1)

THIS INDENTURE, made this ____ day of _____, _____, between CBS RADIO MEDIA CORPORATION, a Delaware corporation, formerly known as INFINITY MEDIA CORPORATION, herein referred to as the "Landowner," and the CITY OF COON RAPIDS, a municipal corporation organized under the laws of the State of Minnesota, hereinafter referred to as the "City".

WITNESSETH:

That the said Landowner in consideration of the sum of One Dollar and other good and valuable consideration to it in hand paid by the City, the receipt and sufficiency of which is hereby acknowledged, does hereby grant and convey unto the said City, its successors and assigns, forever, a permanent easement for utility purposes over, under and across the following described property:

A 15.00 foot easement for utility purpose over, under and across the following described property:

Lot 1, AUDITOR'S SUBDIVISION N0 36, Anoka County, Minnesota, according to the recorded plat thereof.

The center line of said easements are described as follows:

Beginning at the southeast corner of said Lot 1, thence northerly along the east line of said Lot 1, a distance of 28.00 feet to the point of beginning of 15.00 foot easement center line to be described as "Line A"; thence westerly at right angle a distance of 8.00 feet "Line A" there terminating.

Together with:

Beginning at the southeast corner of said Lot 1, thence northerly along the east line of said Lot 1, a distance of 445.00 feet to the point of beginning of 15.00 foot easement center line to be

described as "Line B"; thence westerly at right angle a distance of 8.00 feet "Line B" there terminating.

Together with:

Beginning at the southeast corner of said Lot 1, thence northerly along the east line of said Lot 1, a distance of 985.00 feet to the point of beginning of 15.00 foot easement center line to be described as "Line C"; thence westerly at right angle a distance of 8.00 feet "Line C" there terminating.

Together with:

Beginning at the southeast corner of said Lot 1, thence northerly along the east line of said Lot 1, a distance of 1300.00 feet to the point of beginning of 15.00 foot easement center line to be described as "Line D"; thence westerly at right angle a distance of 8.00 feet "Line D" there terminating.

EXEMPT FROM STATE DEED TAX

This easement shall convey to the City, its contractors, agents, officers and employees the right to enter upon said premises at all reasonable times for the purpose of construction, grading, sloping and restoration purposes, and all such purposes ancillary thereto, together with the right of said City, its contractors, agents, officers and employees to remove trees, brush, undergrowth and other obstructions from the easement area, as well as the right to deposit earthen materials within the easement area.

The City agrees to indemnify and hold the Landowner harmless from damages or claims resulting directly and solely from the use of the easements. This indemnification, however, shall not include and the City shall not be responsible for any and all costs, expenses, damages, demands, obligations, including penalties and reasonable attorney's fees, and losses resulting from any claims, actions, suits, or proceedings based upon a release or threat of release of any hazardous substances, pollutants, or contaminants which may have existed on, or which relate to, the property prior to the date hereof and which were not caused by the City. The City will maintain commercial general liability insurance in commercially reasonable amounts.

Upon the completion of any construction, maintenance, or replacement project, the City will restore any disturbed areas including, but not limited to, the replacement of any damaged sod and plantings and repair any damage to Landowner's fence.

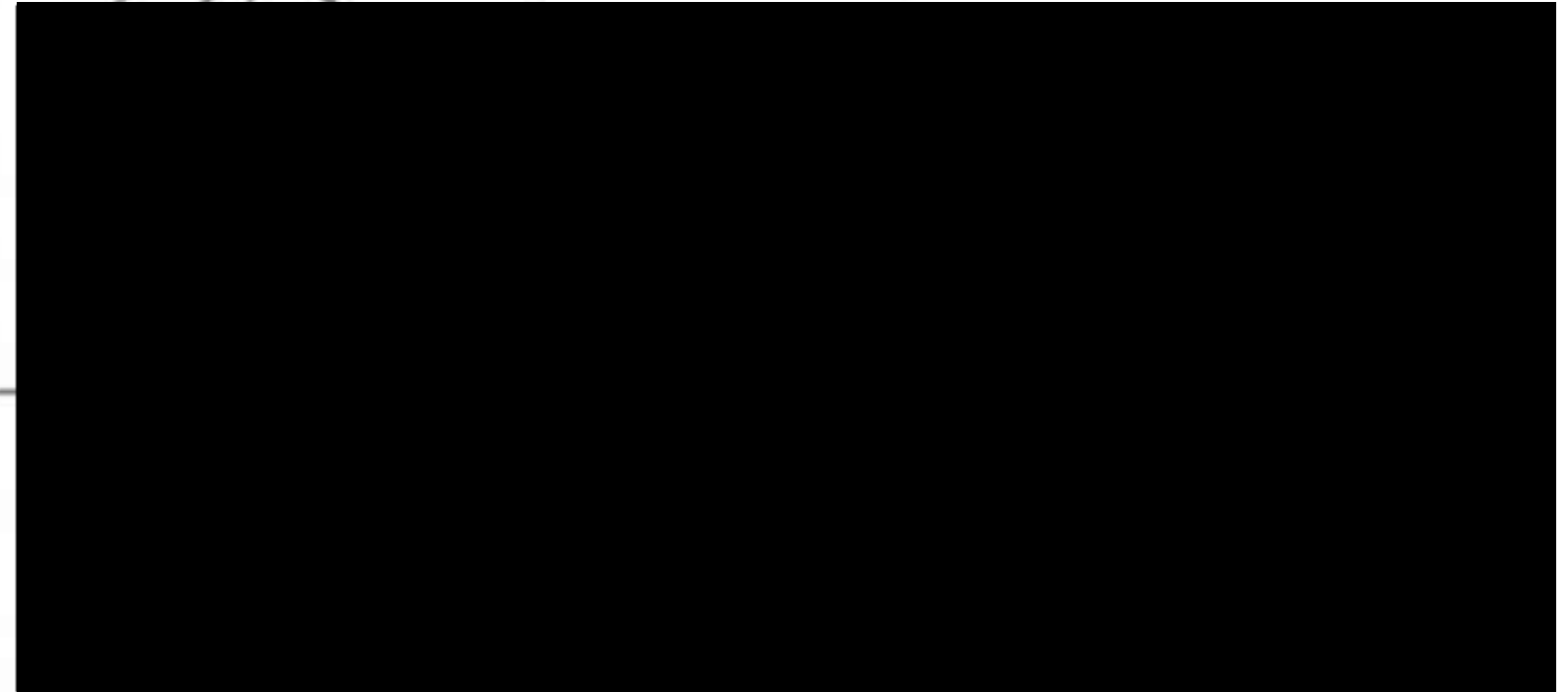
Nothing contained herein shall be deemed a waiver by the City of any governmental immunity defenses, statutory or otherwise. Further, any and all claims brought by Landowner, its successors or assigns, shall be subject to any governmental immunity defenses of the City and the maximum liability limits provided in Minnesota Statutes Chapter 466.

And the said Landowner, for itself, its successors and assigns, does covenant with the City, its successors and assigns, that it is well seized in fee of the lands and premises aforesaid and has good right to grant and convey the easement herein to said City.

IN WITNESS WHEREOF, the said Landowner has caused this agreement to be executed as of the day and year first above written.

CBS RADIO MEDIA CORPORATION,
formerly known as INFINITY MEDIA
CORPORATION

By: _____



CITY OF COON RAPIDS

By: _____
Tim Howe, Mayor

By: _____
Steven D. Gatlin, City Manager

[Signatures continue on following page]

STATE OF New York)
) ss.
COUNTY OF New York)

On this 30th day of May 2013, before me a Notary
Public within and for said County, personally appeared Kenneth J. Cooper the
SVP- Administrator of CBS Radio Media Corporation, a Delaware
corporation, formerly known as Infinity Media Corporation, on behalf of the corporation.


Notary Public

STATE OF MINNESOTA)
) ss.
COUNTY OF ANOKA)

On this ____ day of _____, before me a Notary Public within
and for said County, personally appeared Tim Howe and Steven D. Gatlin, the Mayor and City
Manager for the City of Coon Rapids, a municipal corporation under the laws of the State of
Minnesota, on behalf of the municipal corporation.

Notary Public

This instrument was drafted by:

David J. Brodie
Coon Rapids City Attorney
11155 Robinson Drive
Coon Rapids, Minnesota 55433
763-767-6495



City Council Regular

5.

Meeting Date: 06/18/2013

Subject: Grant of Easement to Great River Energy

Submitted For: David Brodie, City Attorney

From: Kim Reid, Administrative Legal
Assistant

INTRODUCTION

Great River Energy is requesting a permanent utility easement across a strip of City property located at the southwest corner of Main Street and Round Lake Boulevard.

DISCUSSION

Great River Energy is proposing to construct 115 kilovolt transmission line through the City of Anoka and a small portion of Coon Rapids. Part of the proposed line extends across a strip of property owned by the City on the south side of Main Street and west of Round Lake Boulevard. Great River Energy is requesting a 70 foot wide easement from the City. Within the easement Great River Energy is planning only for overhead wires that will be no less than 29 feet above the ground. No power poles will be located in the easement area. Per Great River Energy, construction is expected to begin in the winter of 2013-2014.

RECOMMENDATION

Council is asked to approve the attached easement document, granting rights to Great River Energy for utility purposes, and authorize the Mayor and City Manager to execute the easement.

Fiscal Impact

BUDGET IMPACT:

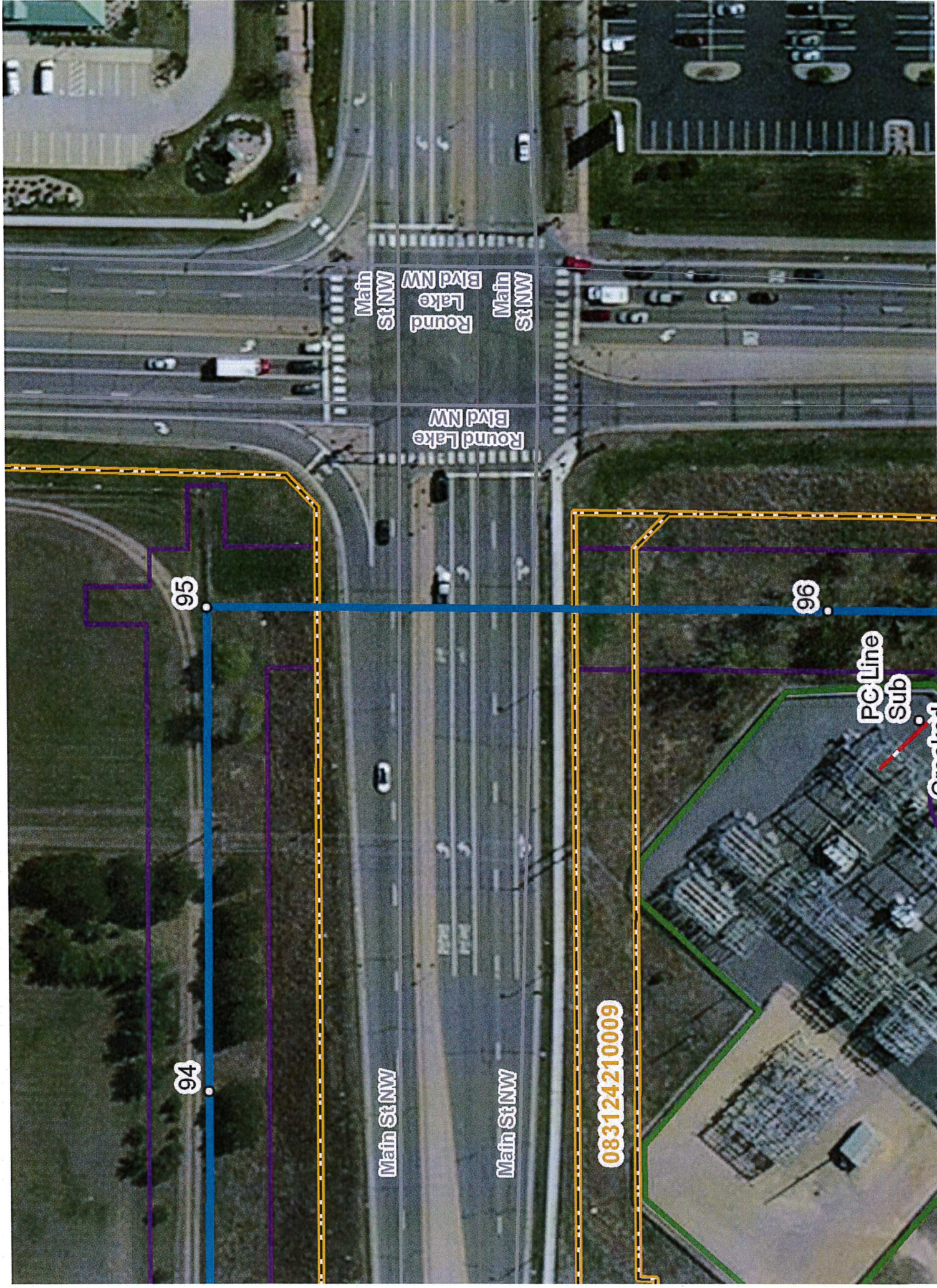
Great River Energy will compensate the City \$4,182 for the proposed easement.

Attachments

Great River Energy Map

Great River Energy Easement

Exhibits A and B



Main
St NW

Round
Lake
Blvd NW

Main
St NW

Round
Lake
Blvd NW

95

96

94

Main St NW

Main St NW

083124210009

PO Line
Sub

EASEMENT

EASEMENT NO #: CO-CE-061

KNOW ALL PERSONS BY THESE PRESENTS, that City of Coon Rapids, a municipal corporation under the laws of the State of Minnesota "Grantor", whether one or more, whose post office address is: 11155 Robinson Drive, Coon Rapids, MN 55433, in consideration of one dollar and other good and valuable consideration, the receipt and legal sufficiency of which is hereby acknowledged, does hereby grant unto Great River Energy, a Minnesota cooperative corporation, ("Grantee"), its post office address being 12300 Elm Creek Blvd, Maple Grove, MN 55369-4718, and to its successors and assigns, the right to enter upon the following described real property (the "easement area") in Anoka County, Minnesota situated in:

Section 35, Township 32N, Range 25W.

more particularly described on attached **Exhibits A and B**

for the following purposes:

To construct, reconstruct, relocate, operate, repair and maintain on the easement area, and in or upon all streets, roads or highways abutting said lands, an electric transmission line or system, consisting of single pole structures and appurtenances, and telecommunications facilities, including fiber optic cable.

To permit or otherwise agree to the joint use or occupancy of the transmission line or system and the easement area by any other person(s) or entity(ies) for the construction, reconstruction, relocation, operation, maintenance and repair of aboveground or underground facilities for the transmission or distribution of electric energy and telecommunications, including fiber optic cable.

Together with the right of reasonable ingress to and egress from the easement area over and across the lands adjoining the easement, the right to occupy and use that part of the lands adjoining the easement area necessary for the performance of the construction, reconstruction, maintenance, relocation and repair of the electric transmission or distribution line or system or communication facilities, the right from time to time to cut down, trim, or, in any manner, eliminate all trees, shrubbery or brush located within the easement area and the right to cut down from time to time all other dead, weak, leaning or dangerous trees located on lands adjoining said easement area that are tall enough to come within 5 feet of striking any part of said transmission line or system in falling. Election by Grantee to not exercise all or any part of its rights at any time shall not constitute forfeiture of any such rights.

Grantor reserves the right to cultivate, use and occupy said easement area, except, that without the prior written approval of Grantee, Grantor shall not erect thereon any structures or other objects or improvements, permanent or temporary, except fences, streets, roads, and underground improvements, such as utilities. Grantor further agrees not to perform any act which will interfere with or endanger said transmission line.

Grantee agrees to pay Grantor for this easement prior to the construction of said line or system on the easement area.

Grantor agrees to indemnify and hold harmless the Grantor for any damages or claims resulting directly and solely from the use of the easement.

Upon the completion of any construction, maintenance, or replacement project, Grantee will restore any disturbed areas including but not limited to the replacement of any damaged sod and plantings, subject to the tree removal provision contained herein.

All facilities installed and placed by Grantee or its permittee(s) on said lands shall remain the property of Grantee or its permittee(s), removable at the option of Grantee or its permittee(s).

This Easement has been duly executed by Grantor on this _____ day of _____, 2013.

GRANTOR

By: _____

Its: _____

By: _____

Its: _____

STATE OF _____

COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 2013, by

(NAME/TITLE)

of

City of Coon Rapids, a municipal corporation under the laws of the State of Minnesota.

(Name of Corporation Acknowledging)

(State of Incorporation)

(Notary)

STATE OF _____

COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 2013, by

(NAME/TITLE)

of

City of Coon Rapids, a municipal corporation under the laws of the State of Minnesota.

(Name of Corporation Acknowledging)

(State of Incorporation)

(Notary)

GRANTEE: GREAT RIVER ENERGY

Craig Poorker
Manager, Land Rights

STATE OF MINNESOTA
COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____,
20_____, by Craig Poorker, Manager, Land Rights of Great River Energy a Minnesota cooperative
corporation, on behalf of the corporation.

_____(Notary)

Drafted By: Great River Energy
Land Rights Department
12300 Elm Creek Blvd
Maple Grove, MN 55369
(763) 445-5000
(To be returned to same after recording.)

EXHIBIT A

Easement No. CO-CE-061

GRANTOR'S PROPERTY

That part of Lot 1, Auditor's Subdivision No. 72 in Section 8, Township 31, Range 24, according to the plat on file in the office of the Anoka County Recorder, which lies northeasterly and northerly of the following described line:
Commencing at the northeast corner of the Northwest Quarter of Section 8, Township 31, Range 24, Anoka County, Minnesota;
thence South 89 degrees 25 minutes 26 seconds West, assumed bearing, along the north line of said Northwest Quarter 95.00 feet;
thence South 00 degrees 00 minutes 55 seconds East 130.01 feet to the point of beginning of the line to be described; thence
North 45 degrees 17 minutes 49 seconds West 28.15 feet; thence South 89 degrees 25 minutes 26 seconds West 421.62 feet;
thence South 00 degrees 34 minutes 34 seconds East 10.00 feet; thence South 89 degrees 25 minutes 26 seconds West 267.98
feet to the northeasterly right-of-way line of Burlington Northern Inc. railroad and said line there terminating.

EASEMENT PREMISES

All that part of the above described "Grantor's Property" lying within Thirty-five (35) feet on each side of the following described centerline:

Commencing at the northwest corner of the Northwest Quarter of Section 8, Township 31 North, Range 24 West; thence South 89 degrees 55 minutes 20 seconds East, on an assumed bearing, along the north line of said Northwest Quarter a distance of 2475.5 feet to the point of beginning of the centerline to be described; thence South 00 degrees 11 minutes 08 seconds East 244.2 feet and said centerline there terminating.

The sidelines of said "Easement Premises" shall be shortened or extended so as to begin and terminate at the property lines.

The above described easement contains 0.06 acres, more or less.

Subject to highway right of way.

Subject to mining and mineral reservations of record.

Subject to easements, restrictions and reservations of record.

All in Anoka County, Minnesota.

CO-CE-061
City of Coon Rapids,
a Minnesota municipal corporation
J:\PROJECTS\2012\12-150\DWG\EXHIBITS

GREAT RIVER ENERGY

WORK ORDER
40011

REVISIONS

Part of the NE 1/4 of NW 1/4
Sec. 8, Twp. 31N., Rng. 24W.
Anoka County, MN

DATE

2/6/13

EXHIBIT A

DWG. NO. CO-CE-061

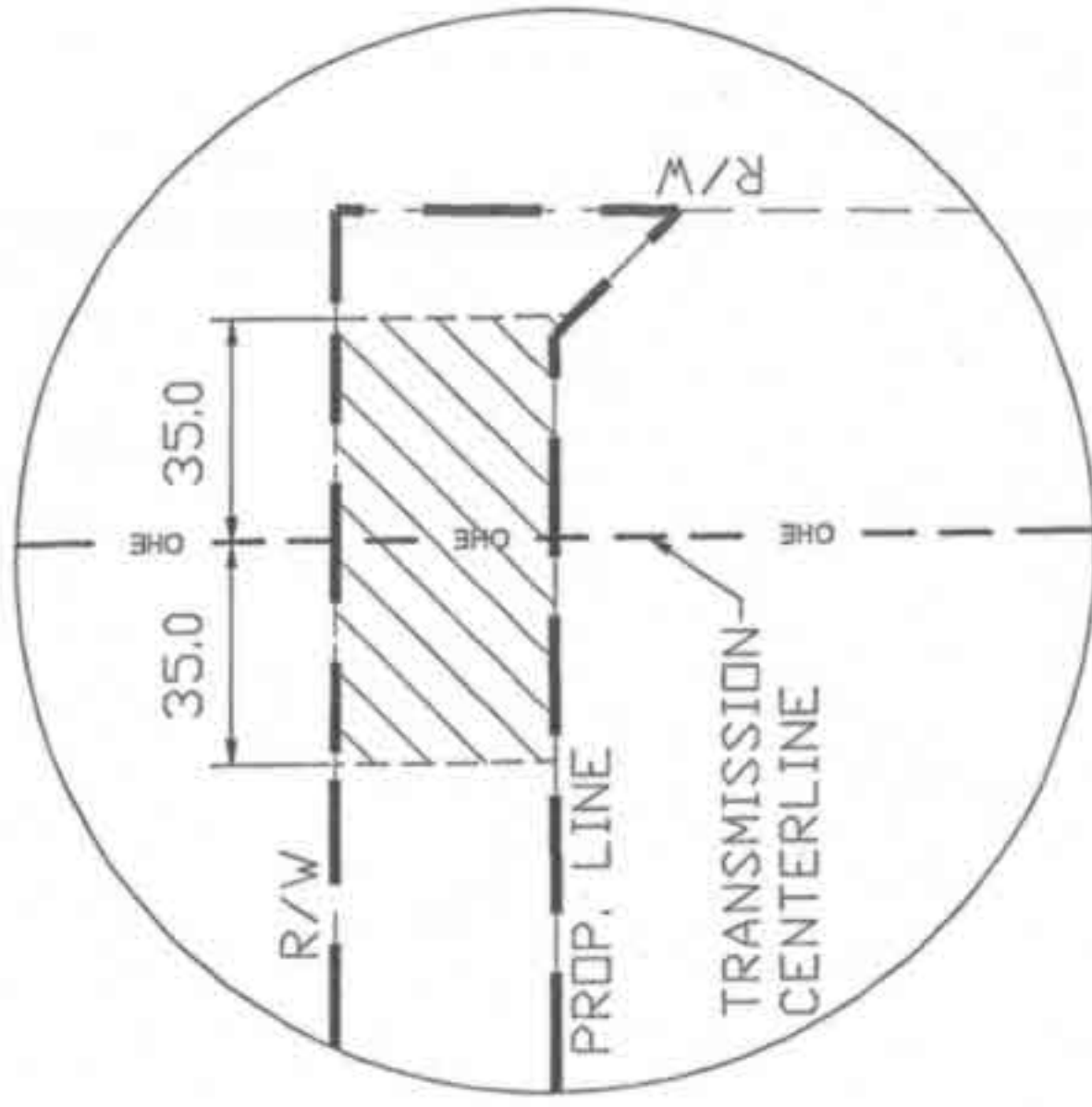


Drawn By: MBN

LEGEND

- Denotes Grantor's Property Lines
- Denotes Easement Area
- Denotes Proposed Transmission Centerline
- Denotes Found Section Monument
- Denotes Found Property Monument
- Denotes Found R/W Monument

EXHIBIT B
Easement No. CO-CE-061



DETAIL-NO SCALE



SCALE IN FEET
1 inch = 300 ft.

Note:

This drawing was prepared by MBN Engineering using information from a survey done by Great River Energy. All section corners, 1/4 corners and 1/16 corners are assumed unless otherwise indicated on drawing.

CO-CE-061

City of Coon Rapids,
a Minnesota municipal corporation
J:\PROJECTS\2012\12-150\DWG\EXHIBITS

GREAT RIVER ENERGY

WORK ORDER
40011

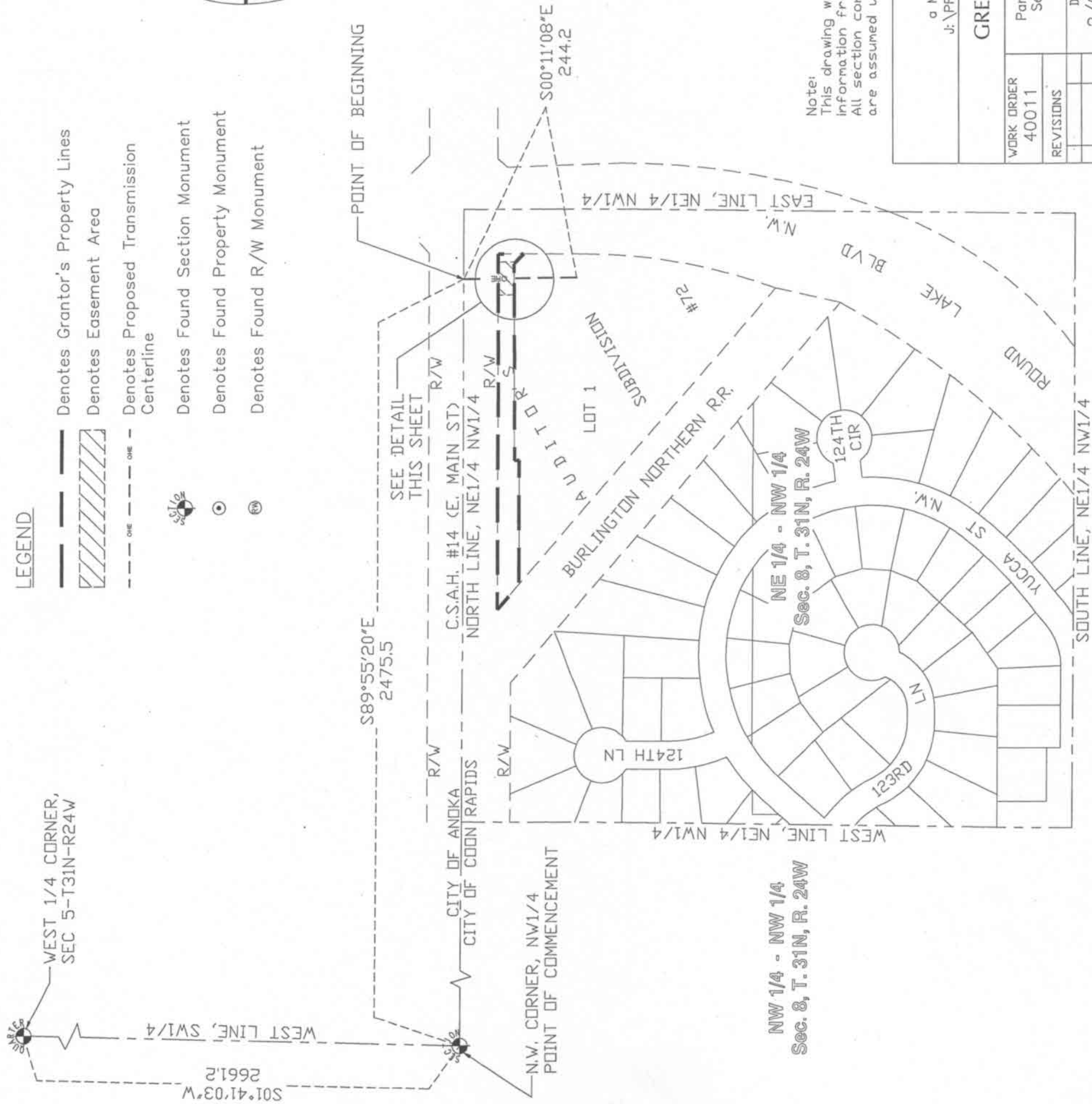
Part of the NE 1/4 of NW 1/4
Sec. 8, Twp. 31N., Rng. 24W.
Anoka County, MN

REVISIONS

DATE
2/6/13

EXHIBIT B

Drawn By: MBN
DWG. NO. CO-CE-061





City Council Regular

6.

Meeting Date: 06/18/2013

Subject: Final Payment for Project 12-16 Main Street Trail Construction (DNR Grant)

Submitted For: Sharon Legg, Finance Director

From: Dianne Nelson, Advanced Accounting
Technician

INTRODUCTION

The City Engineer has recommended final payment to Barber Construction in the amount of \$39,875.90 for Project 12-16.

DISCUSSION

A summary of Project 12-16 is as follows:

Contract completion date	6/15/13
Substantial completion date	6/14/13
Final completion date	6/14/13

Contract amount	\$65,297.50
Total additions/deletions	0.00
Final contract amount	65,297.50
Actual project cost	65,225.70
Less: previous paymbents by City	(25,349.80)
Amount due	\$39,875.90
Amount under final contract	(\$71.80)

The actual project costs were less than the final contract amount due to less materials used than bid.

RECOMMENDATION

All of the above dates and amounts are reasonable and accurate according to the project file. No liquidated damages are recommended. Staff recommends approval of final payment to Barber Construction in the amount of \$39,875.90 for Project 12-16.



City Council Regular

7.

Meeting Date: 06/18/2013

Subject: State Performance Measurement Program

From: Matt Stemwedel, Assistant City
Manager

INTRODUCTION

In 2010, the State government created the Council on Local Results and Innovation (CLRI) and charged the group with developing a voluntary performance reporting program for cities and counties. The City has participated in the program since its creation. In order to participate in this program in 2013, the City Council must pass a resolution to confirm the City's activities in this area.

DISCUSSION

Cities that choose to participate in the program in 2013 are eligible for a reimbursement of \$0.14 cents per capita from the State (approximately \$8,600). In prior years, participation in the program also meant that the City would be exempt from State imposed levy limits. However, participation in the program for 2013 will not provide exemption from levy limits for 2014.

In order to participate this year, the City must file a report with the Office of the State Auditor by July 1, 2013. This report must include a resolution that commits the City to developing and implementing a performance measurement system and to providing data for a minimum of 10 performance measures that have been established by the CLRI.

The City has developed the tools necessary to participate in the program for 2013. If the City's participation is approved by Council, staff will submit data for the 2012 measures and the attached resolution to the Office of the State Auditor. The City will also report the data in the June edition of the City newsletter to comply with an additional program requirement.

RECOMMENDATION

Staff recommends adoption of Resolution 13-68, declaring the City's participation with the Council on Local Results and Innovation's Performance Measures Program for 2013.

Fiscal Impact

BUDGET IMPACT:

The City will receive a reimbursement of \$0.14 per capita (approximately \$8,600) for participating in this voluntary program.

Attachments

CLRI Participation Resolution

2012 CLRI Data

RESOLUTION NO. 13-68

**RESOLUTION DECLARING THE CITY OF COON RAPIDS' PARTICIPATION IN
THE COUNCIL ON LOCAL RESULTS AND INNOVATION – PERFORMANCE
MEASUREMENT PROGRAM**

WHEREAS, the benefits to the City of Coon Rapids for participation in the Minnesota Council on Local Results and Innovation's Comprehensive Performance Measurement Program are outlined in MS 6.91 and include eligibility for a reimbursement as set by State Statute; and

WHEREAS, the City Council has adopted and implemented at least 10 of the performance measures, as developed by the Council on Local Results and Innovation, and a system to use this information to help plan, budget, manage and evaluate programs and processes for optimal future outcomes.

NOW THEREFORE LET IT BE RESOLVED by the City Council that the City of Coon Rapids will report the results of the performance measures to its citizenry by the end of the year through publication, direct mailing, posting on the city's/county's website, or through a public hearing at which the budget and levy will be discussed and public input allowed.

BE IT FURTHER RESOLVED by the City Council that the City of Coon Rapids will submit to the Office of the State Auditor the actual results of the performance measures adopted by the City.

Adopted this 18th day of June, 2013.

Tim Howe, Mayor

ATTEST:

Catherine M. Sorensen, City Clerk

City of Coon Rapids Data for Council on Local Results and Innovation -

Category	#	Measure	2012 Data
General	1.	Rating of the overall quality of services provided by your city (survey data, provide year completed and total responses)	Excellent - 10%, Good - 74%, Fair - 16%, Poor - 1% (2012 survey, 400 random telephone interviews)
	2.	Percent change in the taxable property market value	2012 to 2013 taxable market value change: -10.5%
	3.	Citizens' rating of the overall appearance of the city (survey data, provide year completed and total responses)	Excellent - 12%, Good - 74%, Fair - 13%, Poor - 2% (2012 survey, 400 random telephone interviews)
	4.*	Nuisance code enforcement cases per 1,000 population	n/a
	5.*	Number of library visits per 1,000 population	n/a
	6.*	Bond rating	Aa1 (Moody's)
	7.	Citizens' rating of the quality of city recreational programs and facilities (survey data, provide year completed and total responses)	<u>Facilities</u> : Excellent - 30%, Good - 59%, Fair - 10%, Poor - 1%, Don't Know/Refused - 1% <u>Programs</u> : Excellent - 26%, Good - 71%, Fair - 3%, Poor - 0% (2013 survey, 400 random telephone interviews)
	8.*	Accuracy of post election audit (% of ballots counted accurately)	100% (excluding voter error)
Police Services	9.	Part I and II Crime Rates	Part I: 34.2 per 1,000 pop., Part II: 71.0 per 1,000 pop.
	10.*	Part I and II Crime Clearance Rates	Part I Clearance Rate: 36.93%, Part II Clearance Rate: 77.74%
	11.	Citizens' rating of safety in their community (survey data, provide year completed and total responses)	Very Safe - 38%, Reasonably Safe - 57%, Somewhat Unsafe - 4%, Very Unsafe - 1% (2012 survey, 400 random telephone interviews)
	12.	Average police response time	n/a
Fire & EMS Services	13.	Insurance industry rating of fire services	ISO rating: 4
	14.	Citizens' rating of the quality of fire protection services (survey data, provide year completed and total responses)	Excellent - 61%, Good - 34%, Fair - 1%, Poor - 0%, Don't Know/Refused - 5% (2012 survey, 400 random telephone interviews)
	15.	Average fire response time	4.84 minutes
	16.*	Fire calls per 1,000 population	27.6 calls per 1,000 pop.
	17.*	Number of fires with loss resulting in investigation	n/a
	18.*	EMS calls per 1,000 population	51.3 per 1,000 pop.
	19.	Emergency Medical Services average response time	4.28 minutes
Streets	20.	Average city street pavement condition rating	43.5% of City Steets were rated in Excellent or Good condition (2012 study, all city streets were rating using PCI and assigned a score - excellent, good, fair, or poor.)
	21.	Citizens' rating of the road conditions in their city (survey data, provide year completed and total responses)	Excellent - 4%, Good - 60%, Fair - 32%, Poor - 4% (2012 survey, 400 random telephone interviews)
	22.*	Expenditures for road rehabilitation per paved lane mile rehabilitated (jurisdiction only roads)	n/a
	23.*	Percentage of all jurisdiction lane miles rehabilitated in the year	n/a
	24.*	Average hours to complete road system during snow event	n/a
	25.	Citizens' rating of the quality of snowplowing on city streets (survey data, provide year completed and total responses)	Excellent - 12%, Good - 67%, Fair - 19%, Poor - 4%, Don't Know/Refused - 0% (2012 survey, 400 random telephone interviews)
Water	26.	Citizens' rating of the dependability and quality of the city water supply (survey data, provide year completed and total responses)	<u>Dependability</u> : Excellent - 28%, Good - 68%, Fair - 2%, Poor - 1%, Don't Know/Refused - 1% <u>Quality</u> : Excellent - 20%, Good - 59%, Fair - 16%, Poor - 4%, Don't Know/Refused - 1% (2012 survey, 400 random telephone interviews)
	27.	Operating cost per 1,000,000 gallons of water pumped/produced	n/a
Sanitary Sewer	28.	Citizens' rating of the dependability and quality of city sanitary sewer service (Provide year completed and total responses)	Excellent - 23%, Good - 70%, Fair - 5%, Poor - 0%, Don't Know/Refused - 3% (2012 survey, 400 random telephone interviews)
	29.	Number of sewer blockages on city system per 100 connections	n/a



City Council Regular

8.

Meeting Date: 06/18/2013

Subject: Accept 2012 Annual Financial Statement

From: Sharon Legg, Finance Director

INTRODUCTION

City Council should formally accept the 2012 Annual Financial Statement.

DISCUSSION

The City Council held a work session on June 18, 2013 to review the 2012 Annual Financial Statement with the City's external auditors, HLB Tautges Redpath, Ltd., Certified Public Accountants.

RECOMMENDATION

Staff recommends the City Council accept the 2012 Annual Financial Statement.



City Council Regular

9.

Meeting Date: 06/18/2013

Subject: Lisa Denison Boike (2145 111th Lane) Re: Recent Sanitary Sewer Backup in Neighborhood

From: Tim Himmer, Public Works Director

INTRODUCTION

Ms. Lisa Denison Boike appeared at Open Mic on June 4th seeking clarification on why the cleanup, and other associated costs, related to a sanitary sewer backup in her neighborhood on January 28, 2013 were not being covered by the City. She was also curious about what steps are being taken to investigate and resolve the situation so that it can be prevented from occurring again in the future.

DISCUSSION

The sanitary sewer backup occurred as the result of a watermain break adjacent to a sanitary sewer manhole. A break occurred on a watermain stub, which washed surrounding soil (and leaking water) into the sanitary sewer main. The displaced soil that flowed into the sanitary sewer main caused a blockage and the associated backups into homes. Exacerbating the situation was the fact that the sanitary sewer main in question is an isolated rear yard system that serves 11 properties, all of which are drained through a single manhole that was impacted by the watermain break (see attached).

Reviewing utility information in the City's GIS system resulted in the following for this specific neighborhood:

- The sanitary sewer main located on 111th Lane is an 8" clay pipe that was installed in 1968, and the rear yard main is an 8" PVC pipe that was installed in 1988.
- The watermain located on 111th Lane is a 10" cast iron pipe that was installed in 1969, and the break occurred on a 6" main that was stubbed out for a future connection.
- In the last 10 years this event was the only watermain break in the neighborhood.
- In the last 10 years this was the second sanitary sewer backup in this neighborhood. The other occurred in 2003 as a result of some debris discovered in the rear yard sanitary main line.
- In 2005 the City began cleaning with high pressured water approximately 80 miles of sanitary sewer main lines each year (30% of the system). Additionally, root-cutting within the sanitary sewer main takes place in this area at least every other year. The last time jetting occurred in this neighborhood was 2010, so it will most likely be scheduled again later this year. The sewer main on 111th was also inspected with camera equipment within the last 2 years in conjunction with the City's sanitary sewer lining program and was found to be in good condition.

As a result of the aggressive sanitary sewer maintenance as described above, together with the sanitary sewer lining program, sewer backups have decreased significantly over the years from a high of 42 in 2004 to a total of 6 in 2012. The City has averaged approximately 20 watermain breaks per year since 2005, which are typically a result of the infrastructure age, corrosiveness of the soils, and temperature extremes. Staff plans on completing a comprehensive water system study in 2014 and will be looking at a more proactive approach of system maintenance, similar to what has been conducted on the sanitary sewer system.

In terms of insurance, the League of Minnesota Cities does offer a no fault sewer back-up policy that the City carried for some years up until 2011. This policy would have covered sewer back-up claims up to \$10,000 (unless

property owner carried private coverage) no matter what caused the back-up. After discussion in 2011, the no fault policy was discontinued by the City due to the fact that this coverage is available to homeowners through their insurance companies. Based on staff's information, the price for this private coverage can and does vary from company to company. Claims that are caused by the City's negligence, are and have always been covered by the City's insurer. However, in this incident, the City was not determined to be negligent. The City did not know this break was going to happen and could not have prevented it. Therefore, the League of Minnesota Cities, denied the claim on the City's behalf finding that the City was not negligent with respect to its design, construction, maintenance, or inspection of its sewer and water system. If a claimant disagrees with the denial of a claim, the claimant may bring the issue to court. The attached memo outlines staff's recommendation in 2010.

In order for the City to pay a claim that has been denied by its insurer, it must have the authority to expend City funds and must be aware of the precedent it may set by expending such funds. City staff does not believe state statute or the Charter provides such authority.

RECOMMENDATION

No further action is required at this time.

cc: Lisa Denison Boike

Attachments

Insurance Information

Neighborhood Utility Map

Historical Citywide Sanitary Sewer Backups

Historical Citywide Watermain Breaks



TO: Mayor, City Councilmembers, City Manager
 FROM: Sharon S. Legg, Finance Director *SS*
 SUBJECT: 2010-2011 Insurance Renewals
 DATE: March 1, 2011

INTRODUCTION

The City has received the quote from the League of Minnesota Cities Insurance Trust (LMCIT) for the property and liability insurance policy for the period December 1, 2010 through November 30, 2011.

DISCUSSION

Mr. Mark Lenz of T.C. Field & Company, the City's insurance agent, has presented a quotation for the property and liability policy, which includes a \$50,000 deductible up to an aggregate of \$200,000 as in previous policies. The premium savings by utilizing the \$50,000 deductible rather than a \$1,000 deductible will be \$170,996. The City paid \$37,440 in property and liability losses in 2010 plus \$2,227 for no fault sewer backup claims.

Property/Liability Rates

LMCIT increased liability rates 3 percent and property rates decreased 4 percent for 2011 policy periods. Coon Rapids is insuring \$89 million in buildings and 189 vehicles. Liability exposure is based on \$28.8 million of expenditures. The LMCIT uses an experience rating formula to calculate a city's expected losses, using a loss rate of so many dollars of loss per \$1,000 of city expenditures, plus so many dollars of loss per vehicle. When less than one, the rating represents a discount from the standard premium. The expected loss factors are derived from actual past experience of the LMCIT's total membership and each individual city's losses for the past three years, excluding the most recent policy year. The policy year runs from December 1st thru November 30th. This year's premium is based on 2007, 2008 and 2009 losses. The City's experience rating factor decreased from .846 to .836, which means less premium paid.

Optional No Fault Sewer Back-Up Coverage

The premium for optional no-fault sewer back-up coverage for the coming year will be \$10,426. This premium pays for sewer back-up damages up to a \$10,000 limit, regardless of fault. Based on a review of claims paid under this coverage for the last year, in addition to the premium, \$2,227 has been paid on these claims. Since individuals are able to obtain sewer back-up insurance through homeowners' policies, again staff recommends that the City not purchase this insurance. You may recall that the City Council wanted staff to alert citizens to the City dropping this coverage in advance. Attached is a list of the cities that carry the coverage through the LMCIT. Also attached is the copy of the article that was in the Herald Newspaper last year.

Legal Limit

Statutory limits are \$500,000 per claimant and \$1.5 million per occurrence. The City has the option to waive these limits, allowing the LMCIT to pay claims in excess of the statutory limit. Waiving the limit does increase the premium. Staff recommends the City not waive the statutory limit.

BUDGET IMPACT

The 2011 Budget for insurance premiums is as follows:

General Fund	\$114,610
Water Fund	32,693
Sewer Fund	33,773
Golf Fund	38,782
Storm Drain Fund	5,014
Insurance Fund	45,200
Miscellaneous Funds	<u>11,308</u>
	281,380
Less Agent's Commission	<u>(15,500)</u>
	<u>\$265,880</u>
Property/Liability thru L.M.C.I.T.	\$189,380
No fault sewer back up coverage	10,426
Accident policy for volunteers	2,175
Other Vendors	<u>3,574</u>
	<u>\$205,555</u>

ACTION REQUESTED

Staff recommends authorization for the following:

1. The purchase of insurance through the LMCIT with a \$50,000 deductible up to an annual aggregate of \$200,000.
2. Maintain statutory legal limits of \$1.5 million per occurrence.
3. Opt not to purchase sewer backup liability insurance.

City of Coon Rapids, MN

Proposed Insurance Premiums 2010/11 as compared to prior years

Deductible: 50,000/200,000

	2010/11	2009/10	2008/09	2007/08	2006/07	2005/06	2004/05	2003/04	2002/03	2001/02
Insured property in millions	88.7	71.4	69.3	67.1	63.6	59.4	55	53.2	49.6	47.6
Number of vehicles/trailers (1)	189	186	195	190	181	196	196	174	173	176
Liability exposure based on expenditures (millions)	28.7	28.7	29.3	28.8	27	26.2	27.2	22.5	21.6	21.5
Error & omission coverage based on expenditures (millions)	53.3	48.3	50.3	51.7	49.1	49.2	51.3	39.2	44.1	43.3
Statutory limits:										
Per claimant	500,000	500,000	400,000	300,000	300,000	300,000	300,000	300,000	300,000	300,000
Per occurrence (\$M)	1.5	1.5	1.2	1.2	1	1	1	1	1	1
Experience rating	0.836	0.846	0.91	0.986	0.94	N/A	N/A	N/A	N/A	N/A
Premium:										
Property	39,838	39,527	39,975	42,044	39,082	29,614	28,200	33,597	25,523	21,875
Inland marine	7,724	8,511	9,754	10,350	8,207	6,749	7,610	7,370	7,141	5,486
Municipal liability	101,013	106,182	126,011	134,372	113,784	94,234	93,997	99,851	97,524	92,039
Automobile liability & physical	26,954	28,621	34,966	35,669	30,176	28,055	29,031	29,268	26,804	32,221
Petrofund reimbursement	Included	Included	Included	Included	Included	Included	576	621	698	698
Open meeting law	Included	Included	1,496	1,657	1,742	1,599	1,738	1,812	2,077	2,078
Bonds	1,373	1,656	1,595	1,491	1,374	1,350	1,405	1,384	1,646	1,453
No fault sewer back-up	10,426	9,024	10,718	10,529	9,672	11,069	7,990	8,486	8,262	7,819
Equipment breakdown	12,478	9,967	9,664	10,988	10,416	9,490	8,703	8,428	7,844	7,520
Accident plan for volunteers (est)	2,175	2,175	2,175	2,175	2,175	2,175	2,175	2,175	2,175	2,175
 Total LMCIT policy	 201,981	 205,663	 236,354	 249,275	 216,628	 184,335	 181,425	 192,992	 179,694	 173,364
Other vendors										
Lawyer's professional (Aug 1 renewal)	3,574	3,574	3,759	3,942	3,942	3,942	3,876	3,876	3,555	2,963
Clinic professional (June 1 renewal)	N/A	N/A	N/A	N/A	4,756	4,754	4,756	4,756	3,805	3,260
 Total other vendors	 3,574	 3,574	 3,759	 3,942	 8,698	 8,696	 8,632	 8,632	 7,360	 6,223
 Excess liability (\$1,000,000)	 N/A	 N/A	 N/A	 N/A	 N/A	 N/A	 N/A	 N/A	 N/A	 39,240
 Total premium	 205,555	 209,237	 240,113	 253,217	 225,326	 193,031	 190,057	 201,624	 187,054	 218,827

(1) Based on number of vehicles at time of application. Fluctuations occur due to overlap in delivery of new units and disposal of old ones.

32

INSURED	POLICY NUMBER	EFFECTIVE DATE	INTERNAL COVERAGE	CODEFILE	DESC
ALBERTVILLE, CITY OF	CMC 31142	2009-10-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
ALEXANDRIA LAKES AREA	CMC 31781	2010-04-01	SDH	NO-FAULT SEWER	BACKUP \$25,000
ANNANDALE, CITY OF	CMC 31032	2009-09-30	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
APPLETON, CITY OF	CMC 31457	2010-01-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
ARGYLE, CITY OF	CMC 31677	2010-02-16	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
ASHBY, CITY OF	CMC 32035	2010-06-10	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
BELLINGHAM, CITY OF	CMC 31038	2009-08-08	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
BINGHAM LAKE, CITY OF	CMC 31319	2009-11-29	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
✓ BIRCHWOOD VILLAGE, CITY OF	CMC 32095	2010-06-12	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
BLACKDUCK, CITY OF	CMC 32074	2010-06-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
✓ BURNSVILLE, CITY OF	CMC 31417	2010-01-04	SDH	NO-FAULT SEWER	BACKUP \$25,000
CEDAR LAKE WATER & SANITARY	CMC 31739	2010-02-06	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
CHISAGO CITY, CITY OF	CMC 31679	2010-02-18	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
CLEARWATER, CITY OF	CMC 31063	2009-08-05	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
CLINTON, CITY OF	CMC 31842	2010-04-15	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
✓ COLUMBIA HEIGHTS, CITY OF &	CMC 31990	2010-06-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
✓ COON RAPIDS, CITY OF	CMC 31360	2009-12-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
COURTLAND, CITY OF	CMC 31847	2010-04-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
DELHI, CITY OF	CMC 31718	2010-02-06	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
DUNDAS, CITY OF	CMC 31873	2010-05-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
GARFIELD, CITY OF	CMC 31582	2010-04-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
✓ GOLDEN VALLEY, CITY OF	CMC 31538	2010-02-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
GONVICK, CITY OF	CMC 31302	2009-11-12	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
✓ GREENWOOD, CITY OF	CMC 31191	2009-10-12	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
GREY EAGLE, CITY OF	CMC 31800	2010-03-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
GRYGIA, CITY OF	CMC 31192	2009-10-01	SDH	NO-FAULT SEWER	BACKUP \$25,000
HAMBURG, CITY OF	CMC 32259	2010-07-15	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
HAYFIELD, CITY OF	CMC 31387	2009-12-15	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
HINCKLEY, CITY OF	CMC 32084	2010-07-08	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
HOLDINGFORD, CITY OF	CMC 32036	2010-06-08	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
HOWARD LAKE, CITY OF	CMC 31506	2010-01-17	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
IVANHOE, CITY OF	CMC 32043	2010-06-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
JEFFERS, CITY OF	CMC 31745	2010-02-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
KARLSTAD, CITY OF	CMC 31422	2009-12-31	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
KASSON, CITY OF	CMC 31435	2010-01-01	SDH	NO-FAULT SEWER	BACKUP \$25,000
KELLOGG, CITY OF	CMC 31414	2010-01-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
LAKE WASHINGTON SANITARY	CMC 31210	2009-10-15	SDH	NO-FAULT SEWER	BACKUP \$25,000
LONG BEACH, CITY OF	CMC 31897	2010-05-30	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
LYLE, CITY OF	CMC 31391	2009-12-20	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
✓ MAHTOMEDI, CITY OF	CMC 31622	2010-02-26	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
MIDDLE RIVER, CITY OF	CMC 31220	2009-10-07	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
MINNEOTA CITY OF	CMC 31136	2009-09-22	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
✓ MINNETONKA BEACH, CITY OF	CMC 32201	2010-07-31	SFH	NO-FAULT SEWER	BACKUP \$40,000
MONTGOMERY, CITY OF	CMC 32136	2010-06-26	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
NEVIS, CITY OF	CMC 31947	2010-05-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
✓ NEW BRIGHTON, CITY OF	CMC 31528	2010-01-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
NEW PRAGUE, CITY OF	CMC 31915	2010-04-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
OSLO, CITY OF	CMC 31791	2010-01-01	SBH	NO-FAULT SEWER	BACKUP-COVERAGE
OTSEGO, CITY OF	CMC 31159	2009-09-25	SDH	NO-FAULT SEWER	BACKUP \$25,000

08/30/10 14:54:24

LMCIT P/C policies w/exp dates 8-1-10 thru 7-31-11 w/int cov code SBH,SDH or
SFH-no fault sewer backup sort by insured as of date & time of report
nofaultsew/brprg14011

PAGE 2

INSURED	POLICY NUMBER	EFFECTIVE DATE	INTERNAL COVERAGE	CODEFILE DESC
PALISADE, CITY OF	CMC 31224	2009-10-08	SBH	NO-FAULT SEWER BACKUP-COVERAGE
PENNOCK, CITY OF	CMC 31838	2010-03-15	SBH	NO-FAULT SEWER BACKUP-COVERAGE
PINE RIVER, CITY OF	CMC 31121	2009-09-01	SBH	NO-FAULT SEWER BACKUP-COVERAGE
PLATO, CITY OF	CMC 31640	2010-01-01	SBH	NO-FAULT SEWER BACKUP-COVERAGE
RICH PRAIRIE SEWER AND WATER	CMC 31793	2010-04-01	SBH	NO-FAULT SEWER BACKUP-COVERAGE
ROTHSAY, CITY OF	CMC 32008	2010-06-04	SBH	NO-FAULT SEWER BACKUP-COVERAGE
SANDSTONE, CITY OF	CMC 32083	2010-06-01	SBH	NO-FAULT SEWER BACKUP-COVERAGE
SCANLON, CITY OF	CMC 31042	2009-08-14	SBH	NO-FAULT SEWER BACKUP-COVERAGE
✓ SHOREWOOD, CITY OF	CMC 31265	2009-11-01	SBH	NO-FAULT SEWER BACKUP-COVERAGE
✓ SPRING PARK, CITY OF	CMC 31777	2010-03-16	SBH	NO-FAULT SEWER BACKUP-COVERAGE
✓ ST. ANTHONY VILLAGE, CITY OF	CMC 32010	2010-06-01	SBH	NO-FAULT SEWER BACKUP-COVERAGE
✓ ST. LOUIS PARK CITY OF	CMC 31861	2010-04-01	SFH	NO-FAULT SWER BACKUP \$40,000
ST. MICHAEL, CITY OF	CMC 31978	2010-05-06	SFH	NO-FAULT SWER BACKUP \$40,000
TAUNTON, CITY OF	CMC 31977	2010-05-10	SBH	NO-FAULT SEWER BACKUP-COVERAGE
TRUMAN, CITY OF	CMC 31796	2010-04-01	SBH	NO-FAULT SEWER BACKUP-COVERAGE
VERNON CENTER, CITY OF	CMC 31164	2009-09-19	SBH	NO-FAULT SEWER BACKUP-COVERAGE
VESTA, CITY OF	CMC 31237	2009-10-23	SBH	NO-FAULT SEWER BACKUP-COVERAGE
WATERTOWN, CITY OF	CMC 31002	2009-08-01	SBH	NO-FAULT SEWER BACKUP-COVERAGE
✓ WEST ST. PAUL, CITY OF	CMC 31439	2010-01-01	SBH	NO-FAULT SEWER BACKUP-COVERAGE

*** END OF REPORT ***

Pequot Lakes

Mora

La Fayette

71 as of 9-23-10

3c

City may drop residential sewer backup insurance coverage in 2011

Wednesday, 20 January 2010

by Peter Bodley
Managing editor

For years, the city of Coon Rapids has paid for a certain portion of residents' back-up costs, no matter who was at fault, through its insurance coverage.

But a staff recommendation to the Coon Rapids City Council proposed eliminating that insurance coverage premium for 2010.

The premium, which is part of the city's property and liability policy with the League of Minnesota Cities Insurance Trust (LMCIT), totals \$9,024.

However, while the Coon Rapids City Council was not ready to drop the no fault coverage for 2010, it is willing to do so in 2011, once an education and awareness program to let residents know of the impending action has taken place this year.

According to Sharon Legg, city finance director, the \$9,024 annual premium pays for sewer back-up damages up to a \$10,000 limit, regardless of fault.

Based on a review of claims paid under this coverage for the past three years, \$115,000 had been paid on these claims in addition to the annual premium, Legg said.

And because of the deductible the city has on its LMCIT property and liability policy, the pay out has come directly from city coffers rather than through the insurance policy, she said.

"Since individuals are able to obtain sewer back-up insurance through homeowners' policies, staff recommends that the city not purchase this insurance," Legg said.

Legg provided the council with a list of cities in Minnesota that have this no-fault sewer back-up coverage through LMCIT. Few are in the Twin Cities metro area, she said.

In fact, of the 67 communities listed as having the coverage, only Burnsville, Columbia Heights, Coon Rapids, Golden Valley, Mahtomedi, New Brighton, St. Anthony and West St. Paul are in the metro area.

According to Councilmember Denise Klint, it was her feeling that many of the residents who have received sewer backup damages from the city have a continuing problem with back-ups because of the location of their homes.

She asked staff to provide information on where the problem spots are in the city.

And before approving the policy change, Klint wanted these residents, especially, to be informed well ahead of time, she said.

"We need to make sure we educate everyone first," Klint said.

Mayor Tim Howe was concerned whether homeowners who have had several sewer back-up experiences would be able to get homeowners insurance coverage if there was a pre-existing condition.

Since the city began its program of using television cameras to check out the sewer system to for any issues with the sewer lines, back-ups caused by sewer line problems have been fewer, Legg said.

According to the city of Coon Rapids Web site, Coon Rapids has equipment to televise, inspect and remove debris that might be clogging sewer lines.

Employees inspect and "jet" a line and vacuum larger debris from the sewer system main line when necessary, while manhole locations are spot-checked monthly and sewer lines are cleaned on a sectional basis covering the entire city over a five year period, the Web site states.

But the Web site advised residents not to pour grease of any kind down the drain or flush any type of hygiene product, even if it says "flushable," because will cause sewer backups.

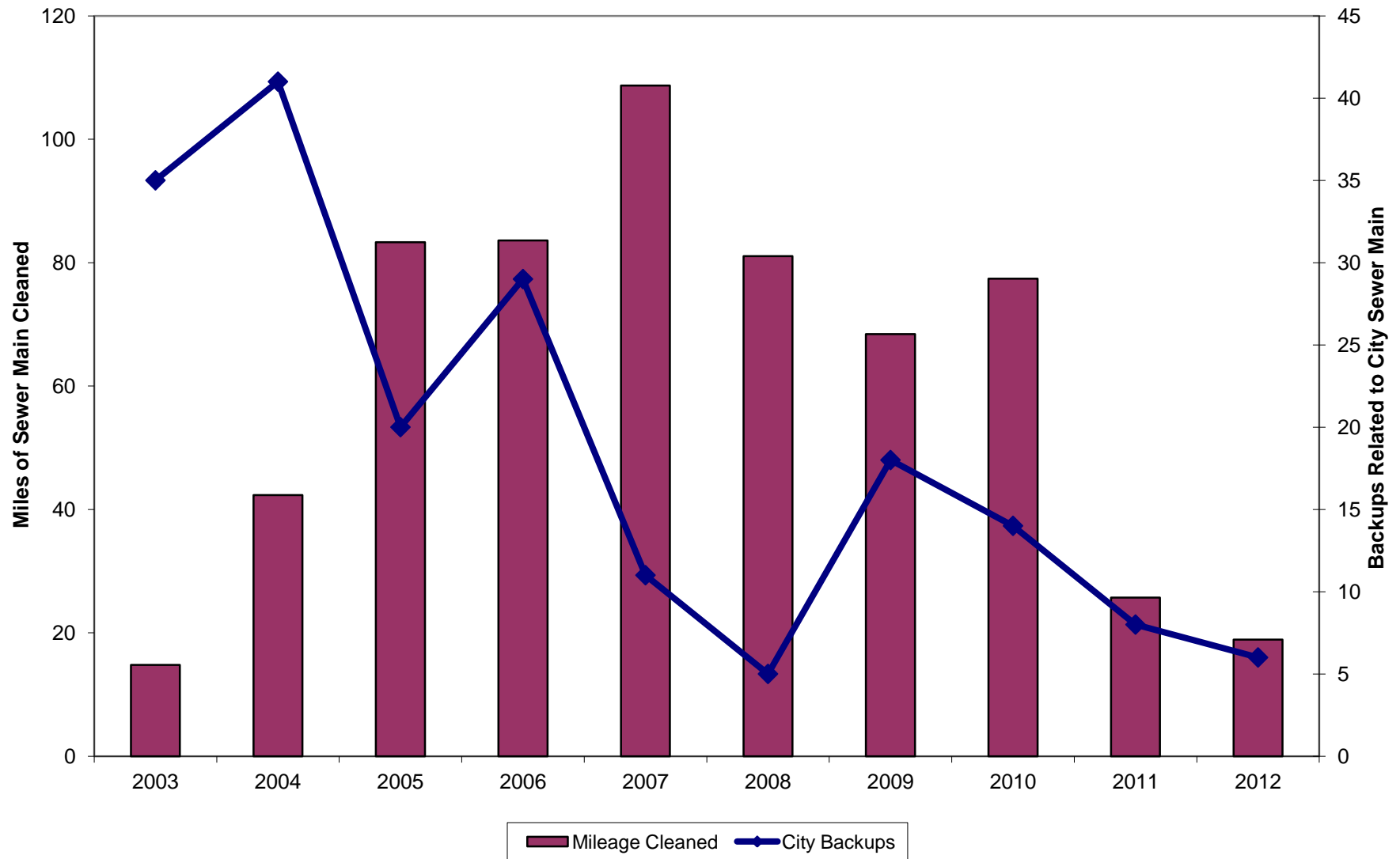
Peter Bodley is at peter.bodley@ecm-inc.com

Close Window

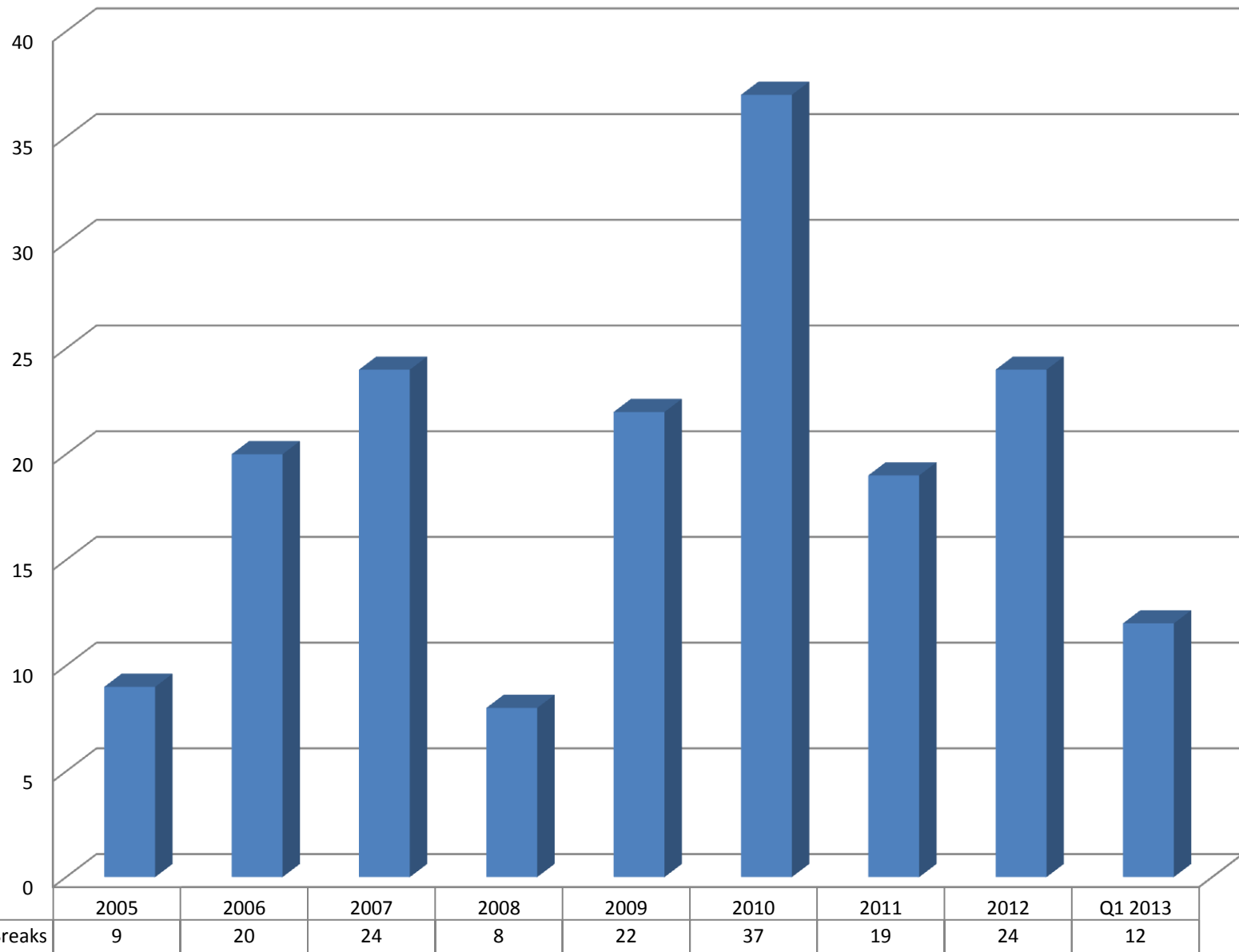
Incurred Sewer Back-up Claims

12/1/04 - 12/1/05	12/1/05 - 12/1/06	12/1/06 - 12/1/07	12/1/2007-12/1/08	12/1/2008-12/1/09	12/1/2009-12/1/10
2,037	20,226 paper/dirt in main	10,000 no fault	1,713 Roots		
2,190	2,169 maint related	916	3,900 no fault	10,000 no fault	1,000 12/8/09 no fault
15,951	2,028 grease	1,000 no fault	500 no fault	7,103 no fault grease	7,000 12/4/09 liability
620	29,155 block in main	8,812 no fault	10,600 no fault due to watermain	2,215 no fault paper	227 5/12/10 no fault
469	4,814 floor drain		10,000 no fault due to watermain	1,278 liability grease	1,000 7/23/10 no fault
7,444	425 roots/rag in main		485 no fault due to watermain	10,000 no fault	135 1/1/10 liability
31,115	1,810 roots/rag in main		10,000 no fault due to watermain	10,000 no fault	2,720 12/17/2010 liability
1,889			7,751 no fault due to watermain	1,598 no fault	
3,852				10,878 no fault	
65,567	60,627	20,728	44,949	53,072	12,082

Number of Sanitary Sewer Mileage Cleaned vs. the Number of City Related Backups



Watermain Breaks 2005-First Quarter 2013





City Council Regular

10.

Meeting Date: 06/18/2013

Subject: Contract Award - Project 12-9 - 93rd Avenue Watermain Lining

Submitted For: Tim Himmer, Public Works Director

From: Cher Ridout, Admin Secretary II

INTRODUCTION

Bids were received on June 7, 2013 for watermain lining on 93rd Avenue and Evergreen Boulevard. Council is requested to consider a contract award for this work.

DISCUSSION

In 2010, the Public Works Department began a lining program for areas in the City that are experiencing watermain maintenance problems. Over the years, several watermain breaks have occurred on 93rd Avenue and Evergreen Boulevard, resulting in disruption of water services to businesses in the Evergreen Industrial Park. Our consultant, SEH, Inc., is proposing watermain lining on 93rd Avenue from Coon Rapids Boulevard to Evergreen Boulevard, and Evergreen Boulevard from 94th Avenue to 93rd Avenue.

Businesses in the project area were invited to an informational meeting on April 18, 2013. SEH and City staff were present to answer their questions and concerns.

There were three bids received on June 7, 2013. The bids are summarized as follows:

Northdale Construction, Inc.	\$1,093,421.25
Fer-Pal Construction USA, LLC	\$1,161,623.70
Dave Perkins Contracting, Inc.	\$1,295,523.00

Engineer's Estimate	\$980,980.50
---------------------	--------------

The low bidder, Northdale Construction, Inc., has satisfactorily completed utility work for the City in the past. SEH, Inc. has reviewed the bids and is recommending the contract be awarded to Northdale Construction, Inc. If Council awards a contract on June 18, work can begin mid-July. It is anticipated the project will be completed by the end of September 2013.

RECOMMENDATION

It is recommended that the City Council adopt Resolution No. 12-9(9) awarding a contract to Northdale Construction, Inc. in the amount of \$1,093,421.25.

Fiscal Impact

BUDGET IMPACT:

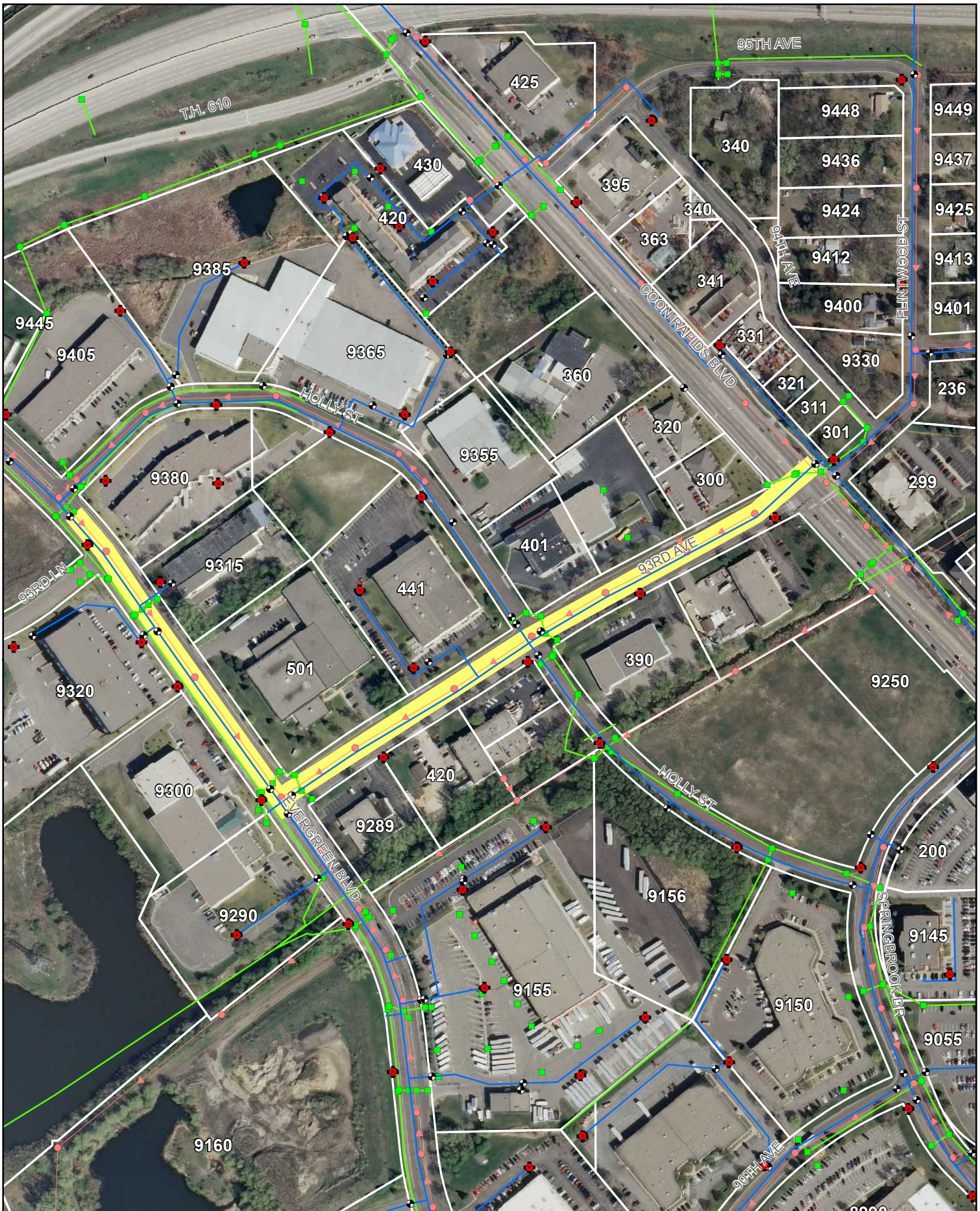
Funds have been budgeted in the Water Utility Fund for this project.



Attachments

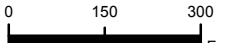

Location Map

Resolution No. 12-9(9)

Path: S:\AEC\Coon\118266\GIS\Maps\WaterMain\PipeRehabilitation\93rdAvenue_Figure1.mxd







Source: City of Coon Rapids
MnGEO 2010 Aerial

Legend










 Project Area	 Water System Valve	 Storm Pipe
 Watermain	 Sanitary Pipe	 Storm Manhole
 Hydrant	 Sanitary Manhole	 Catchbasin

Figure No. 1

11/11/2011

RESOLUTION NO. 12-9(9)

**(9) RESOLUTION ACCEPTING BID AND
AWARDING CONTRACT**

WHEREAS, pursuant to an advertisement for bids for the improvement of 93rd Avenue and Evergreen Boulevard by watermain lining, bids were received, opened and tabulated according to law, and the following bids were received complying with the advertisement:

Northdale Construction, Inc.	\$1,093,421.25
Fer-Pal Construction USA LLC	\$1,161,623.70
Dave Perkins Contracting, Inc.	\$1,295,523.00

WHEREAS, it appears that Northdale Construction, Inc. of Albertville, Minnesota is the lowest responsible bidder; and

WHEREAS, the City of Coon Rapids expects to reimburse all or a portion of the project expenditures with the proceeds of debt to be incurred by the City; and

WHEREAS, this declaration is made pursuant to Section 1.103-18 of the Income Tax Regulations of the Internal Revenue Service.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Coon Rapids, Minnesota that the bid of \$1,093,421.25 by Northdale Construction, Inc. for Coon Rapids Improvement Project 12-9 be accepted as the lowest responsible bid.

BE IT FURTHER RESOLVED that the Mayor and City Manager are hereby authorized and directed to enter into a contract with Northdale Construction, Inc. of Albertville, Minnesota for the improvement of 93rd Avenue and Evergreen Boulevard by watermain lining according to the plans and specifications therefore approved by the City Council and on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to return forthwith to all bidders the deposits made with their bids, except that the deposits of the successful bidder and the next two lowest bidders shall be retained until a contract has been signed.

Adopted this 18th day of June, 2013.

Tim Howe, Mayor

ATTEST:

Catherine M. Sorensen, City Clerk



City Council Regular

11.

Meeting Date: 06/18/2013

Subject: PC 13-10, Mid America Real Estate, Zone Change, 2624-2760 Coon Rapids Blvd.

From: Scott Harlicker, Planner

INTRODUCTION

The applicant is requesting adoption of an ordinance to change the zoning of five parcels from Office, Planned Unit Development (PUD) and River Rapids Overlay to General Commercial and River Rapids Overlay. This ordinance was introduced at the June 4th City Council meeting.

DISCUSSION

The site is the Coon Rapids Auto Mall at 2624 through 2760 Coon Rapids Boulevard. In 1987, a multi-tenant commercial building was approved for this site as a PUD. The PUD authorized specific automobile related uses including auto service, parts and accessory sales. Since its construction the "auto mall" concept has lost its popularity. Over the past few years the owners of the property have found it more and more difficult to find tenants that comply with the auto related intent of the PUD. Recently, there has been interest expressed from possible tenants that fit with the uses allowed in the General Commercial zoning district. In response to inquiries and in recognition of the changing market, the applicant is requesting a zone change from Office and PUD to General Commercial and a corresponding change in the the land use designation from Office to General Commercial.

The applicant is not proposing any changes to the site. The existing trees, that provide a buffer with the residences to the south, are not being changed. The buffer was required as part of the approved site plan and can not be modified without site plan approval.

Analysis

The intent of the General Commercial District is to provide a location for businesses that are highway oriented or tend to service other businesses and residences. They need to be buffered from residential areas, designed for maximum efficiency for the business while protecting surrounding land uses. This site sits along one of the most heavily traveled corridors in the City. The site contains a heavily wooded buffer that ranges in depth from 40 to 160 feet. Changing the zoning to General Commercial would open it up to a wider variety of uses, many of which have less of an impact on the adjacent properties to the current auto mall. A list of uses allowed in the General Commercial district is attached.

The zone change would make any existing business in the Mall that conducts auto body work or auto painting non-conforming. Motor vehicle body work or spray painting are specifically prohibited in the River Rapids Overlay District (RRO). The other auto relating uses are either permitted or conditional uses in the General Commercial District and are allowed in the RRO.

Compatibility with the Comprehensive Plan

Goal of improving the appearance and function of Coon Rapids Boulevard

One of the ongoing discussions relating to the Boulevard is how does the City improve its commercial vitality. This

proposed zone change from Office and PUD to General Commercial would lay the groundwork for the revitalization of this site. It would allow a more variety of uses, many of them less intrusive on the adjacent properties than the existing auto repair uses.

Objective to curb the blighting characteristics along the Boulevard and eliminate under utilized and obsolete land uses

When the site was developed the auto mall concept was popular. Since then, the concept has fallen into disfavor and the vacant spaces are difficult to lease. By eliminating the PUD restrictions and changing the zoning to General Commercial, this under utilized and obsolete site can be in a position to be an asset to the Boulevard.

Compatibility with the Coon Rapids Boulevard Framework Plan

The Framework calls out for the revitalization of obsolete, vacant and weak areas. By changing the zoning to General Commercial, this site would be more attractive for potential users.

The City Council should also give consideration to the evaluation criteria found in Section 11- 307 when making their recommendation on rezoning requests.

Section 11-307 Criteria	Comments
Effect of public health, safety, order, convenience, and general welfare in the area.	OK - The proposed zoning will not adversely impact area. There is a wide wooded buffer between the adjacent residences and the site.
Effect on present and potential surrounding land uses.	OK – The proposed zoning will not adversely impact the surrounding residential land uses.
Conformance with the Comprehensive Land Use Plan.	OK – Assuming the proposed land use amendment is approved, the proposed zone change will be consistent with the City’s Comprehensive Land Use Plan. The proposed land use designation is General Commercial
Conformance with any applicable development district.	OK – Improvements and uses of the site will have to be in conformance with the River Rapids Overlay District.

Planning Commission Meeting

At the Planning Commission meeting held on May 16th, no one spoke at the public hearing. The Commission discussed the history of the site and fact that one of the businesses, an auto body repair and painting business, will become non-conforming. The Commission determined that the changing times and market warrants the zone change to General Commercial. The Commission voted 7:0 to recommend approval of the proposed zone change.

June 4th City Council meeting

At the June 4th meeting, following a discussion that focused on the impact of the zone change on existing uses, future changes to the site plan and the need to preserve the trees, the Council introduced the proposed ordinance.

RECOMMENDATION

In Planning Case 13-10, staff recommends the City Council **adopt** the proposed ordinance amending the zoning from Office, Planned Unit Development (PUD) and River Rapids Overlay to General Commercial and River Rapids Overlay based on the following findings:

1. The proposed rezoning to General Commercial is consistent with the land use designation of General Commercial.
2. The proposed rezoning is compatible with the adjacent land uses and zoning.
3. The times and conditions have change so that a reasonable use of the property can not be made under the current zoning.
4. The proposed zone change would not have an adverse impact on the area.
5. The proposed rezoning is consistent with the Coon Rapids Boulevard framework Plan and the River Rapids Overlay District.

Attachments

Location Map

Land Use Map

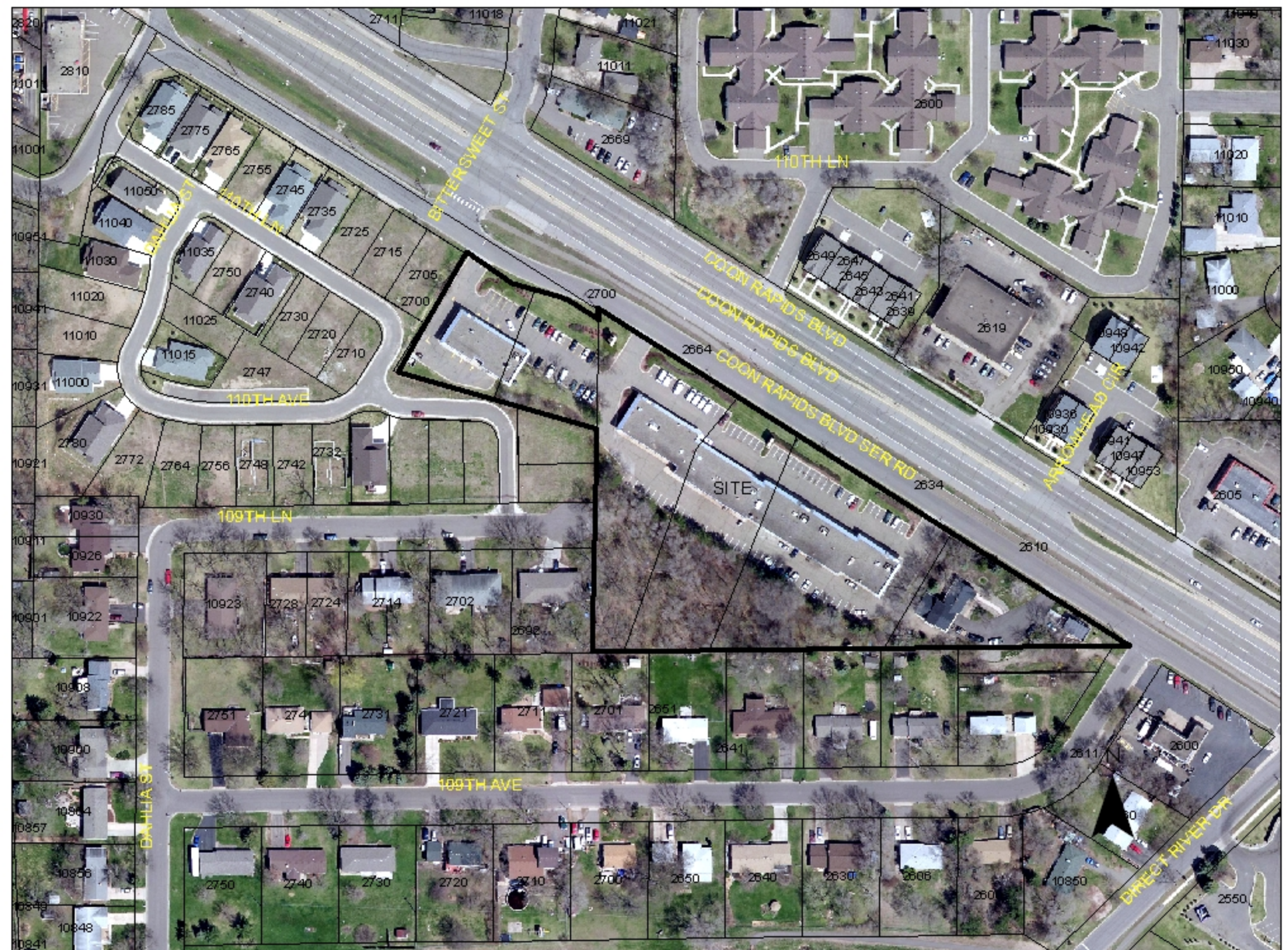
Zoning Map

Applicant's Narrative

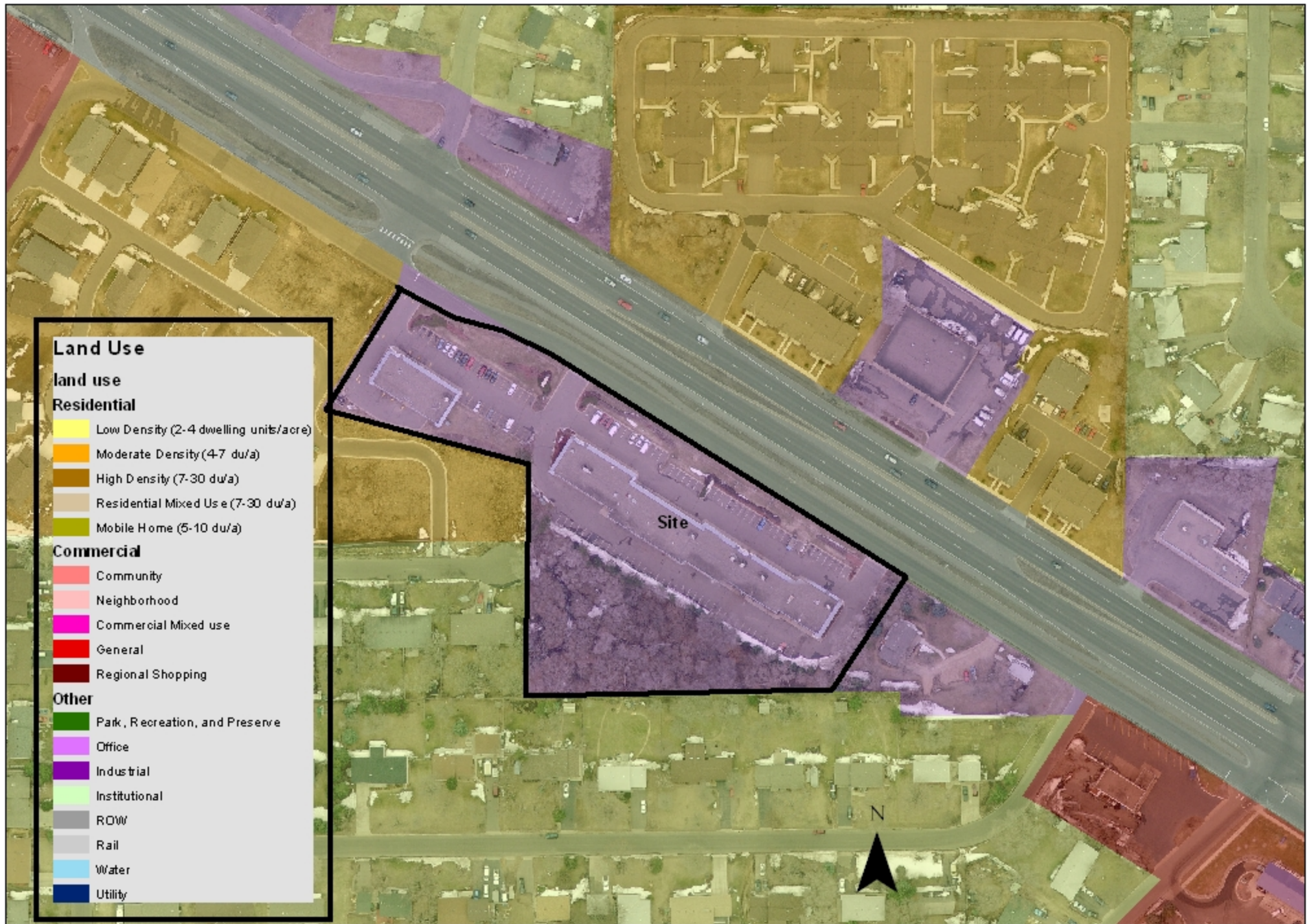
General Commercial Uses

Ordinance/PC13-10

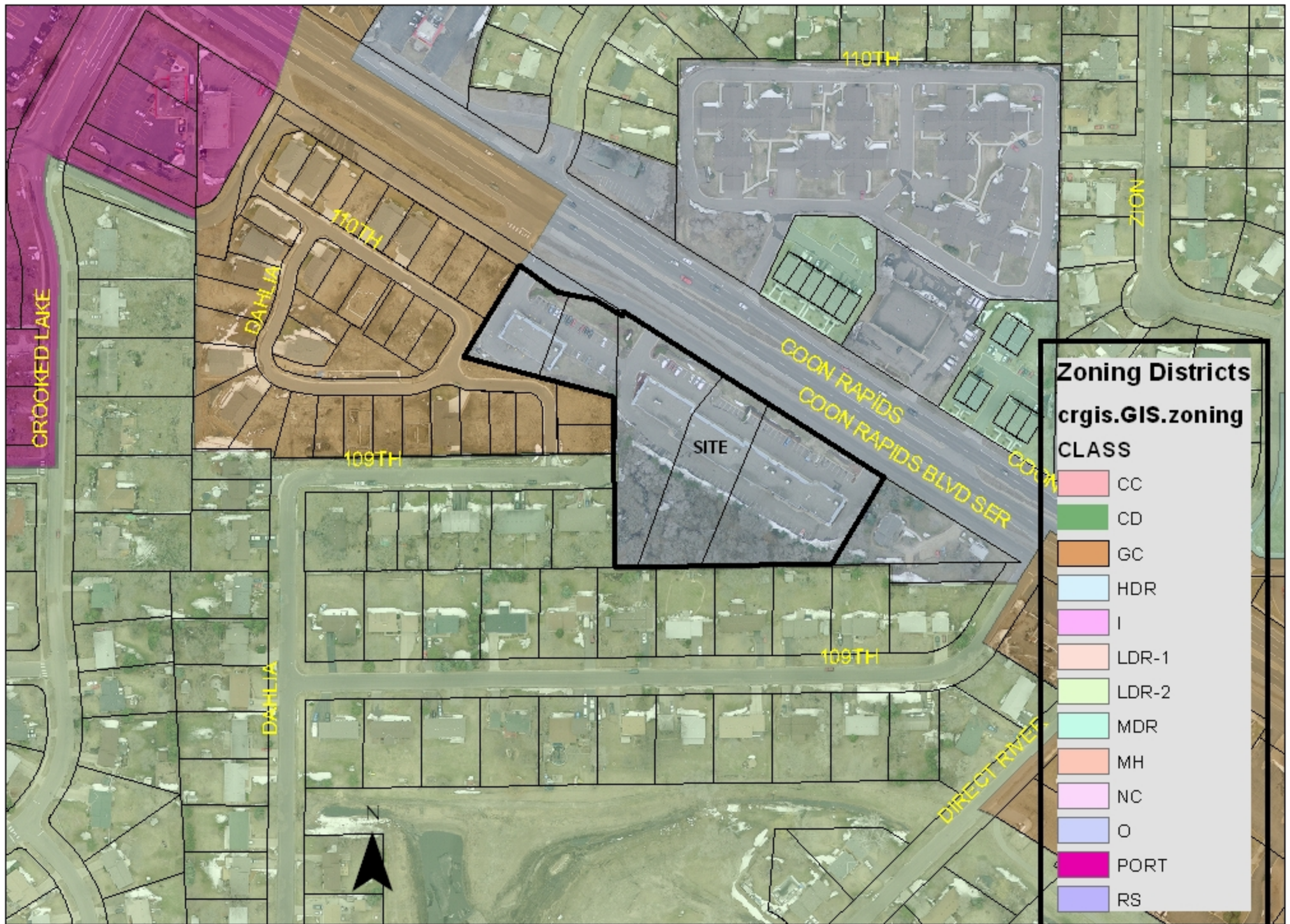
Location Map



Land Use Map



Zoning Map



**Application Narrative for
Coon Rapids Auto Service Mall to
Change Zoning from PUD to General Commercial**

This application is a request to re-zone this current Coon Rapids Auto Service Mall located at **2620-2704 Coon Rapids Boulevard, Coon Rapids, MN 55433** from the current PUD for automotive service and parts and accessories sales to General Commercial District. The current Comprehensive Plan has the site designated as an Office District and is part of the River Rapids Overlay District. The surrounding properties within 350 feet are zoned Office.

This development was built 26 years ago in 1987. Since then, the “auto mall” concept has drifted away from the business landscape in many parts of America, including here at this location in Coon Rapids.

Recently, over the past few years, the ownership team has seen increasing interest for the current vacancies by more “general” retailers. However, general retail uses are not currently allowed under the existing PUD. This increase in general retailer interest combined with the lack of interest from traditional auto mall users has prompted our request.

Please keep in mind that there is no current intent to change the size, configuration, maintenance, or elevations of the current building. Retailers would operate out of the current configuration. We would like to note that we feel most of the uses allowed in the General Commercial District Zoning are actually less intense and less invasive uses, particularly in the areas of sound and smells when compared to auto service related users.

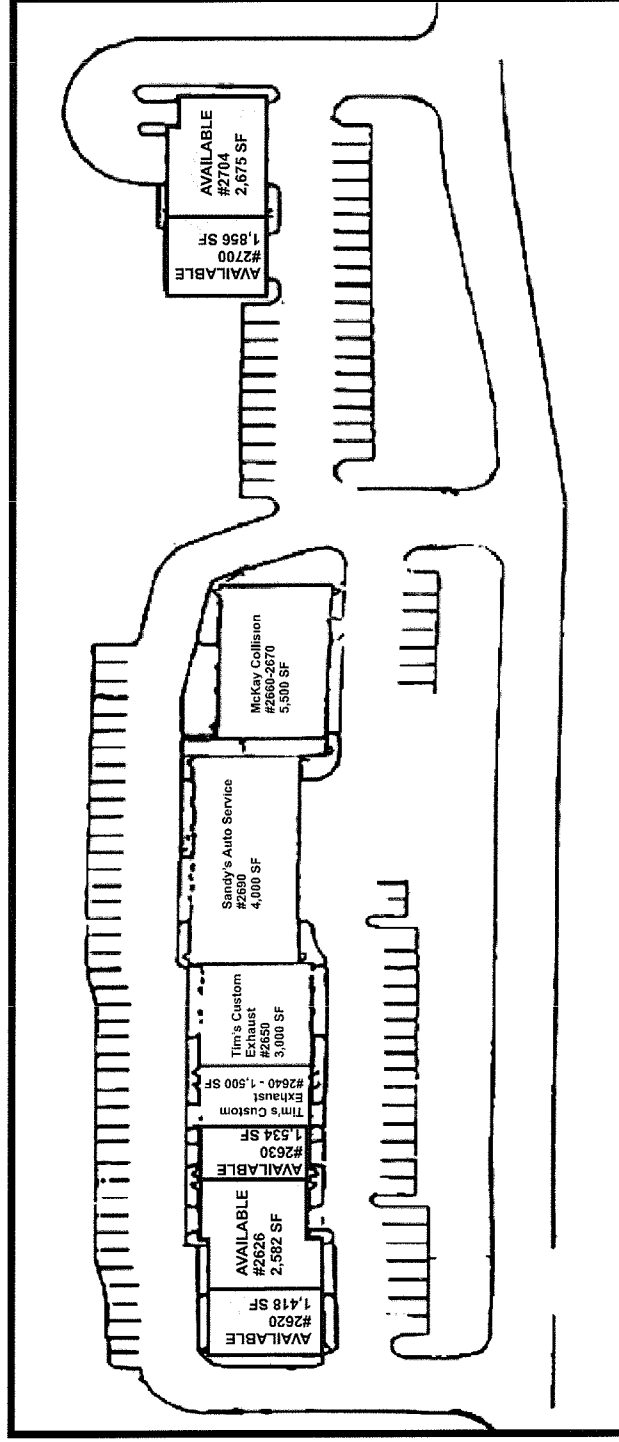
Over the last 25 years, commercial development and auto service providers in Coon Rapids have gravitated toward more “prominent” locations and intersections. For example, The Chrysler dealership that was located next to the site no longer exists. National auto retailers such as Firestone and Abra Auto body have moved to locations along Highway 10. The current location no longer lends itself to auto user interests but, now lends itself to more general retail users.

The ultimate goal of changing the zoning of the site to General Commercial District is to allow for a broader range of uses at the center. We feel this will help fill vacancies, keep the facility vibrant and active, all the while continuing to serve the local Coon Rapids community with services in current demand.

In closing, we feel this change will be compatible with current uses and surrounding uses and will make the facility marketable and relevant for the years to come. We thank you in advance for your time and attention to this application and we look forward to discussing this application with you soon.

COON RAPIDS AUTO SERVICE MALL

SITE & PYLON PLANS



MID-AMERICA
 REAL ESTATE-MINNESOTA, LLC
 A MEMBER OF CHAINLINKS RETAIL ADVISORS
 5353 WAYZATA BOULEVARD, SUITE 650, MINNEAPOLIS, MN 55416
www.midamericagrp.com

Your retail future
 is our business

CONTACT INFORMATION

Luke Rieger Direct: 952-563-6683
lrieger@midamericagrp.com
Doug Sailor Direct: 952-563-6666
dsailor@midamericagrp.com

Allowed Uses in the General Commercial District

11-1502 Permitted Uses.

- (1) Agricultural uses, except feedlots.
- (2) Amusement centers defined and regulated by Section 5-300.
- (3) Animal hospitals and kennels, duly licensed under Chapter 6-200, excluding such establishments with outside runs.[Revised 7/01/08, Ordinance 1984]
- (4) Barber shops and beauty shops.
- (5) Bowling alleys, defined and regulated by Chapter 5-600.
- (6) Building material sales, including lumber, heating, plumbing, electrical, or hardware supply shops.
- (7) Dancing, defined and regulated by Chapter 5-1000.
- (8) Financial institutions.
- (9) Greenhouses or nurseries.
- (10) Hotels and motels, other than Adult Oriented Businesses defined by Chapter 5-2200.
- (11) Lawful gambling defined and regulated by Chapter 5-2000.
- (12) Marine sales.
- (13) Medical and dental clinics and medical and dental laboratories.
- (14) Motor vehicle accessory sales, service, or repair, excluding body work or spray painting.
- (15) Motor vehicle washes.
- (16) New vehicle sales.
- (17) Offices.
- (18) Outdoor sales of household and garden equipment.
- (19) Pet grooming shops, provided no animal is kept overnight or outside and no noise is audible outside of the building or bay occupied by the grooming shop.
- (20) Printing and advertising services.
- (21) Public parks and their incidental structures.
- (22) Public uses or utilities.
- (23) Rental businesses without exterior storage.
- (24) Repair and/or servicing of carry-in items, including musical, scientific and medical instruments, photographic equipment, jewelry, watches, clocks, household appliances, furnishings and equipment, office machines, firearms, small engines, and bicycles, and tailoring and dressmaking services.
- (25) Restaurants, fast food establishments and on-sale alcohol establishments defined and regulated by Chapter 5-200.
- (26) Retail stores except as may be regulated by Section 11-1502(36).[Revised 5/16/06, Ordinance 1920]
- (27) Roller rinks.
- (28) Pawnbrokers defined and regulated by Chapter 5-2400.
- (29) Precious Metal Dealers defined and regulated by Chapter 5-2700.
- (30) Secondhand Dealers or Antique Dealers defined and regulated by Chapter 5-2600. [Revised 2/4/97, Ordinance 1594][Revised 11/17/98, Ordinance 1651]
- (31) Service Stations.

(32) Theater uses defined and regulated by Chapter 5-1400, except as may be regulated by Section 11-1502(36).[Revised 5/16/06, Ordinance 1920].

(33) Transient Merchants, Solicitors, and Canvassers, defined and regulated by Chapter 5-1500.[Revised 4/1/97, Ordinance 1600]

(34) Off-sale intoxicating liquor establishments regulated by Chapter 5-200.

(35) Non-Profit Clubs, Lodges, and Halls.[Revised 5/7/02, Ordinance 1761]

(36) No adult oriented business, as defined by Section 5-2202, is permitted, except adult book stores, adult cabarets, adult conversation parlors, adult motion picture theaters, and adult novelty businesses, subject to regulation under Chapter 5-2200 and Section 11-1863, Revised City Code 1982, or state or federal law.[Revised 7/2/02, Ordinance 1775]

11-1503 Conditional Uses.

(1) Agricultural, construction, and industrial machinery, equipment, sales, or service.

(2) Archery Clubs defined and regulated by Section 5-400.

(3) Automobile rental facility.[Revised 5/15/07, Ordinance 1949]

(4) Commercial storage facilities.

(5) Contractors' and carpenters' shop.

(6) Gun Clubs defined and regulated by Section 5-1100.

(7) Motor vehicle body work or spray painting.

(8) Physical fitness centers.[Revised 8/16/05, Ordinance 1900]

(9) Rental businesses with exterior storage.

(10) State licensed day care facilities.

(11) Trailer, travel trailer, or mobile home sales or rental.

(12) Used vehicle sales in conjunction with new vehicle sales.

(13) Warehousing and wholesale business.[Revised 7/2/02, Ordinance 1775]

ORDINANCE NO.

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF
THE CITY OF COON RAPIDS SO AS TO PROVIDE CHANGES
IN THE ZONING CLASSIFICATION (PC 13-10)**

The City of Coon Rapids does ordain:

Section 1. The official zoning map of the City of Coon Rapids is hereby amended to change the classification of the following described property from Office, PUD and River Rapids Overlay to General Commercial and River Rapids Overlay:

PARCEL C-1

TRACT 1: That part of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74, Anoka County, Minnesota, described as follows:

Commencing at a point on the east line thereof distant 290.0 feet north of the southeast corner thereof; thence north along the east line of said Lot 11 a distance of 120.0 feet, more or less, to a point distant 130.0 feet southwesterly, as measured at right angles, with the center line of United States Trunk Highway Number 10 (now known as County State Aid Highway No. 1), so called as the same is now laid out and constructed; thence North 58 degrees 41 minutes West along a line parallel with and 130.0 feet southwesterly of, as measured at right angles with, said center line a distance of 100.0 feet; thence southwesterly a distance of 144.7 feet, more or less, to a point of intersection with a line drawn North 75 degrees 08 minutes West from the point of beginning and said point being 138.45 feet northwesterly along said line from the point of beginning; thence south 75 degrees 08 minutes East 138.45 feet to the point of beginning.

TRACT 2: That part of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74, Anoka County, Minnesota, described as follows:

Commencing at a point on the east line thereof distance 290.0 feet north of the southeast corner thereof; thence North 75 degrees 08 minutes West a distance of 138.45 feet to the actual point of beginning of the tract of land hereby to be described; thence continuing North 75 degrees 08 minutes West a distance of 135.0 feet; thence North 31 degrees 19 minutes East a distance of 180.0 feet, more or less, to a point on a line drawn parallel with and 130.0

feet southwesterly from the center line of United States Highway Number 10 (now known as County State Aid Highway No. 1) so called, as the same is now laid out and constructed; thence North 58 degrees 41 minutes East parallel with and 130.0 feet southwesterly of, as measured at right angles with, said center line a distance of 100.0 feet, more or less, to a point distant 100.0 feet northwesterly, as measured along said parallel line, from the point of intersection of said parallel line with the east line of said Lot 11; thence southwesterly 144.7 feet, more or less, to the point of beginning.

TRACT 3: That part of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74, Anoka County, Minnesota described as follows:

Beginning at a point of intersection of the east line of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74 and a line parallel with and distant 130 feet southwesterly from the center line of County State Aid Highway No. 1 (Coon Rapids Boulevard); thence North 58 degrees 41 minutes West parallel with and distant 130 feet southwesterly from said center line a distance of 130 feet; thence South 73 degrees 41 minutes East a distance of 80 feet, more or less, to a point on a line parallel with and distant 111 feet southwesterly of said center line; thence South 58 degrees 41 minutes East parallel with and distant 111 feet southwesterly from said center line to the east line of said Lot 11, AUDITOR'S SUBDIVISION NUMBER 74; thence southerly along said east line of Lot 11 to the point of beginning.

PARCEL C-2: That part of the Southwest Quarter of the Southeast Quarter of Section 16, Township 31, Range 24, described as follows:

Commencing at the Southwest corner of said Southwest Quarter of the Southeast Quarter; thence on an assumed bearing of East, along the South line of said Southwest Quarter of the Southeast Quarter, a distance of 560.36 feet to the Southeast corner of the plat of MONTICELLO ADDITION and the point of beginning of the tract to be described; thence North 1 degree 41 minutes 27 seconds East, along the East line of said MONTICELLO ADDITION and its Northerly extension, a distance of 443.63 feet to the Southwesterly right-of-way line of County State Aid Highway No. 1 (Coon Rapids Boulevard); thence South 57 degrees 01 minutes 59 seconds East, along said right-of-way line, a distance of 213.00 feet; thence South 34 degrees 58 minutes 01 second West a distance of 87.00 feet; thence South 21 degrees 49 minutes 45 seconds West a distance of 276.03 feet to a point on the South line of said Southwest Quarter of the Southeast Quarter distant 39.30 feet East from the point of beginning; thence on a bearing of West, along said South line, a distance of 39.30 feet to the point of beginning, according to the Government Survey thereof.

PARCEL C-3: That part of Lots Fourteen (14) and Fifteen (15), AUDITOR'S SUBDIVISION NUMBER 74, lying westerly of the following described line:

Commencing at a point on the southerly line of U.S. Highway No. 10, said point being three hundred three (303) feet measured southeasterly along said southerly line of U.S. Highway No. 10 from its intersection with the west line of Lot Fourteen (14), in said AUDITOR'S SUBDIVISION NUMBER 74, thence in a direct line southwesterly three hundred three (303) feet more or less to a point on the south line of said Lot Fourteen (14) located one hundred forty-nine and three tenths (149.3) feet east of the southwest corner of said Lot Fourteen (14) and there terminating.

Excepting the following described tract:

That part of Lot Fourteen (14), AUDITOR'S SUBDIVISION NUMBER SEVENTY-FOUR (74), Anoka County, Minnesota lying westerly of the following described line:

Commencing at the intersection of the west line of said Lot 14 and the southerly line of U.S. Highway No. 10; thence southeasterly 213 feet along said southerly line of U.S. Highway No. 10 to the point of beginning for the line described:

Thence deflecting 92 degrees 00 minutes 00 seconds to the right from said southerly line of U.S. Highway No. 10 a distance of 87 feet; the southerly 275.68, more or less, to a point on the south line of said Lot 14 which is 39.3 feet east of the southwest corner of said Lot 14 and said line there terminating.

PARCEL C-4: That part of Lot Fourteen (14), AUDITOR'S SUBDIVISION NO. 74, lying easterly of the following described line:

Commencing at a point on the southerly line of State Trunk Highway No. 10 said point being 303 feet measured southeasterly along said southerly line of State Trunk Highway No. 10 from its intersection with the west line of Lot Fourteen (14) in said AUDITOR'S SUBDIVISION NO. 74; thence in a direct line southwesterly 303 feet more or less to a point on the south line of said Lot 14 located 149.3 feet east of the southwest corner of said Lot 14 and there terminating.

and all of Lot Fifteen (15) except that part lying Westerly of the following described line:

Commencing at a point on the southerly line of State Trunk Highway No. 10 said point being 303 feet measured southeasterly along said southerly line of State Trunk Highway 10 from its intersection with the west line of Lot 14 in said AUDITOR'S SUBDIVISION NO. 74; thence in a direct line southwesterly 303 feet, more or less, to a point on the south line of said Lot 14 located 149.3 feet east of the southwest corner of said Lot 14 and there terminating;

and except that part lying easterly of the following described line:

Beginning at a point in the southerly line of U.S. Highway No. 10 distant 29.7 feet northwesterly measured along said southerly line from its intersection with the west line of Sixteen (16). AUDITOR'S SUBDIVISION NO. 74; thence southwesterly on a straight line that intersects the south line of Section Sixteen (16). Township Thirty-One (31). Range twenty-four (24), distant 111.0 feet west measured along said south line from the southwest corner of said Lot 16 and there terminating, all in Anoka County, Minnesota, according to the recorded plat thereof.

Introduced the 4th day of June, 2013.

Adopted on the ____ day of _____, 2013.

Tim Howe, Mayor

ATTEST:

Cathy M. Sorensen, City Clerk



City Council Regular

12.

Meeting Date: 06/18/2013

Subject: PC 13-9, Mid America Real Estate, Land Use Plan Amendment 2624-2760 Coon Rapids Blvd.

From: Scott Harlicker, Planner

INTRODUCTION

The applicant is requesting approval of an amendment to the City's Comprehensive Land Use Plan to change the land use designation of five parcels from Office to General Commercial. The Council is also considering a corresponding zoning change in PC13-10.

DISCUSSION

Background

In 1987, a multi-tenant commercial building was approved for this site as a PUD. The PUD authorized specific automobile related uses including auto service, parts and accessory sales. Since its construction the "auto mall" concept has lost its popularity. Over the past few years the owners of the property have found it more and more difficult to find tenants that comply with the auto related intent of the PUD. Recently, there has been interest expressed from possible tenants that fit with the uses allowed in the General Commercial zoning district. In response to inquiries and in recognition of the changing market, the applicant is requesting the land use designation be changed from Office to General Commercial and a corresponding zone change from Office and PUD to General Commercial.

The applicant is not proposing any changes to the site. The existing trees, that provide a buffer with the residences to the south, are not being changed. The buffer was required as part of the approved site plan and can not be modified without site plan approval.

Analysis

The description of General Commercial land use designation is to provide a broad range of businesses, generally highway oriented, serving other businesses and City residents and requiring a buffer from surrounding residential uses. This site sits along one of the most heavily traveled corridors in the city. The site contains a heavily wooded buffer that ranges in depth from 40 to 160 feet. Changing the land use to General Commercial would open it up to a wider variety of uses, many of which have less of an impact on the adjacent properties than the current auto mall.

Compatibility with the Comprehensive Plan

Goal of improving the appearance and function of Coon Rapids Boulevard

One of the ongoing discussions relating to the Boulevard is how does the City improve its commercial vitality. This proposed land use amendment from Office to General Commercial would lay the groundwork for the revitalization of this site. It would allow a more variety of uses, many of them less intrusive on the adjacent properties than the existing auto repair uses.

Objective to curb the blighting characteristics along the Boulevard and eliminate under utilized and obsolete land

uses

When the site was developed the auto mall concept was popular. Since then, the concept has fallen into disfavor and the vacant spaces are difficult to lease. By eliminating the PUD restrictions and changing the land use designation to General Commercial, this under utilized and obsolete site can be in a position to be an asset to the Boulevard.

Compatibility with the Coon Rapids Boulevard Framework Plan

The Framework calls out for the revitalization of obsolete, vacant and weak areas. By changing the land use designation to General Commercial, this site would be more attractive for potential users.

RECOMMENDATION

In Planning Case 13-9, staff recommends the City Council **adopt** the proposed resolution **approving** the proposed land use amendment from Office to General Commercial based on the following findings:

1. The proposed amendment is consistent with the Comprehensive Plan in that it promotes the improved appearance and function of Coon Rapids Boulevard and will eliminate an obsolete land use.
2. The proposed land use amendment is compatible with the surrounding land use designations and land uses.
3. The proposed land use amendment would not have an adverse impact on the area.
4. The parcel fronts on a Coon Rapids Boulevard, which is a Class A Arterial Street.

Attachments

Location Map

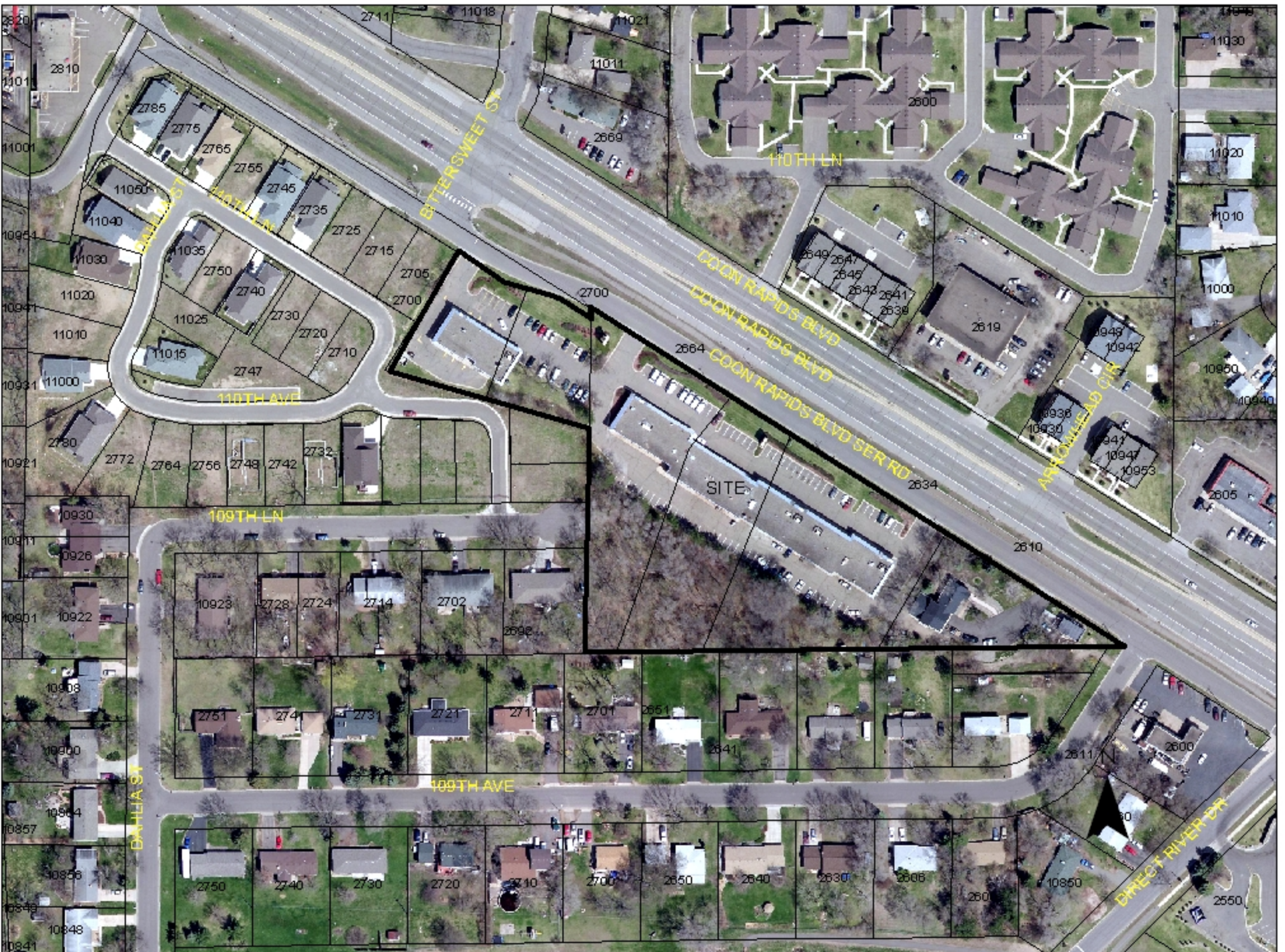
Land Use Map

Zoning Map

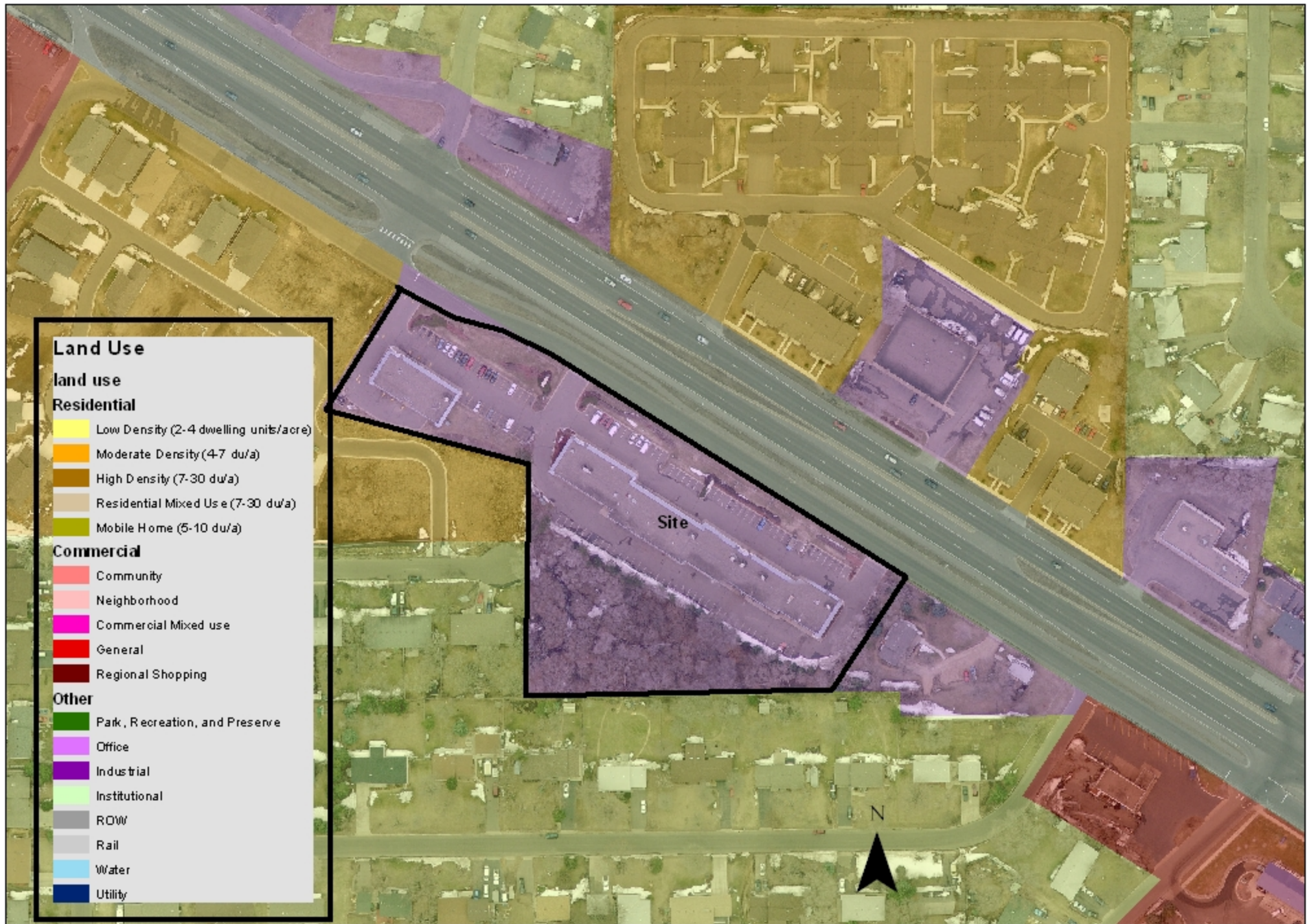
Applicant's Narrative

Resolution 13-67

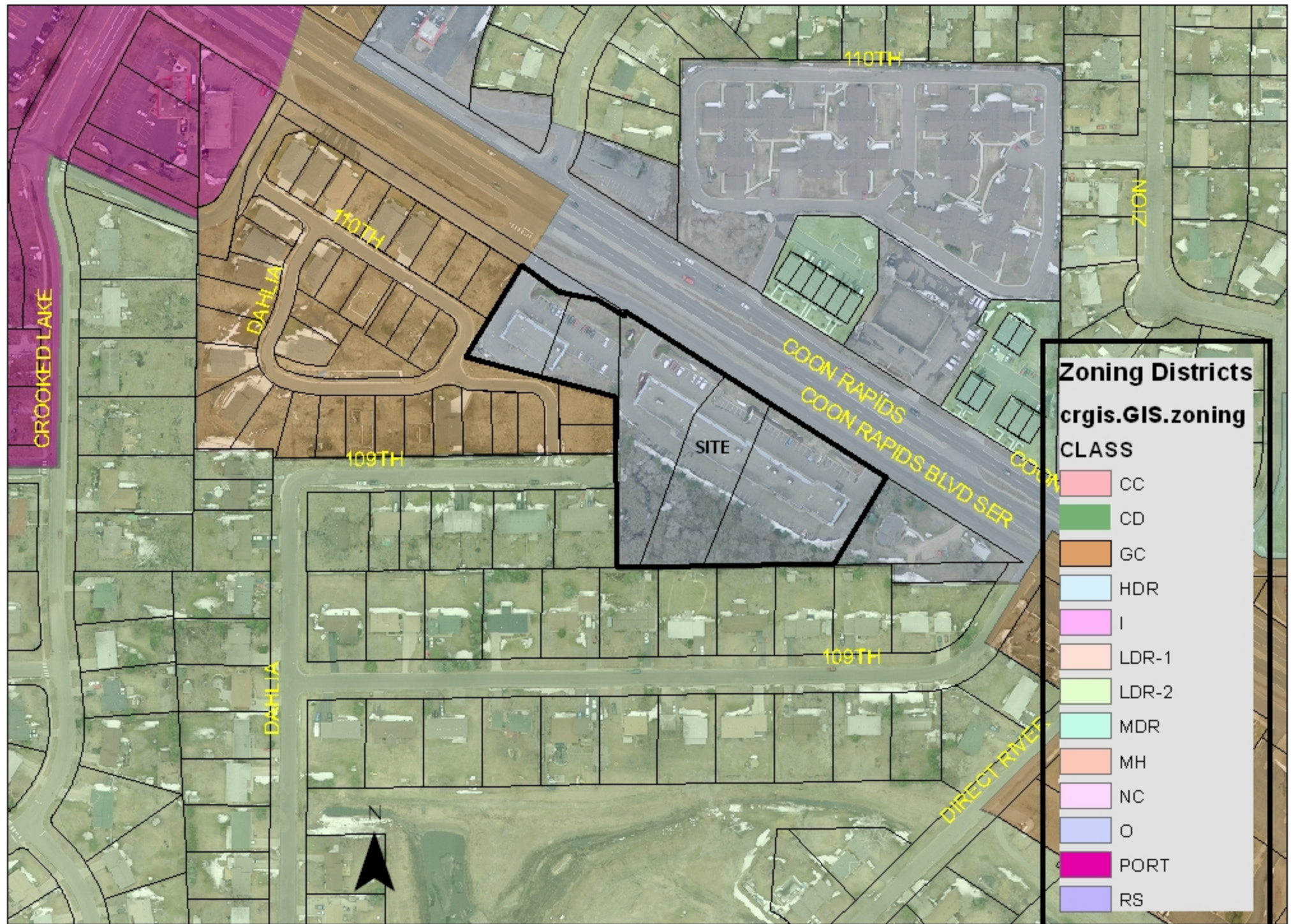
Location Map



Land Use Map



Zoning Map



**Application Narrative for
Coon Rapids Auto Service Mall to
Change Zoning from PUD to General Commercial**

This application is a request to re-zone this current Coon Rapids Auto Service Mall located at **2620-2704 Coon Rapids Boulevard, Coon Rapids, MN 55433** from the current PUD for automotive service and parts and accessories sales to General Commercial District. The current Comprehensive Plan has the site designated as an Office District and is part of the River Rapids Overlay District. The surrounding properties within 350 feet are zoned Office.

This development was built 26 years ago in 1987. Since then, the “auto mall” concept has drifted away from the business landscape in many parts of America, including here at this location in Coon Rapids.

Recently, over the past few years, the ownership team has seen increasing interest for the current vacancies by more “general” retailers. However, general retail uses are not currently allowed under the existing PUD. This increase in general retailer interest combined with the lack of interest from traditional auto mall users has prompted our request.

Please keep in mind that there is no current intent to change the size, configuration, maintenance, or elevations of the current building. Retailers would operate out of the current configuration. We would like to note that we feel most of the uses allowed in the General Commercial District Zoning are actually less intense and less invasive uses, particularly in the areas of sound and smells when compared to auto service related users.

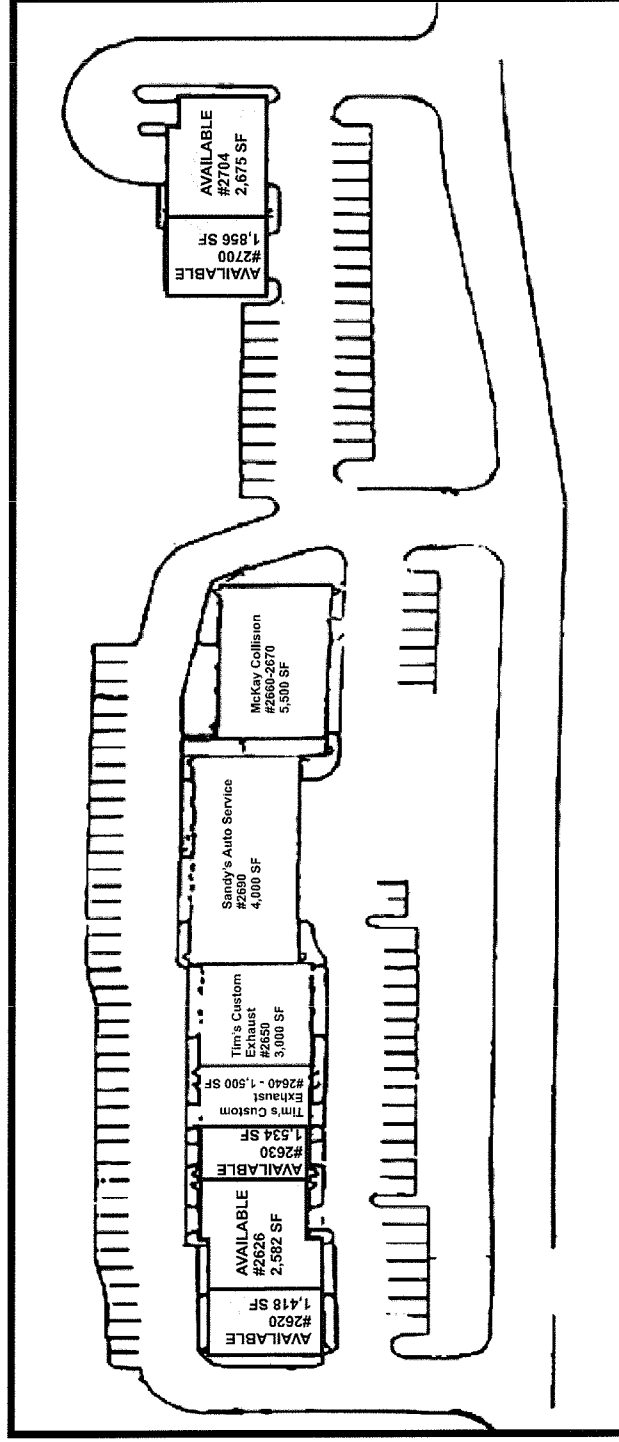
Over the last 25 years, commercial development and auto service providers in Coon Rapids have gravitated toward more “prominent” locations and intersections. For example, The Chrysler dealership that was located next to the site no longer exists. National auto retailers such as Firestone and Abra Auto body have moved to locations along Highway 10. The current location no longer lends itself to auto user interests but, now lends itself to more general retail users.

The ultimate goal of changing the zoning of the site to General Commercial District is to allow for a broader range of uses at the center. We feel this will help fill vacancies, keep the facility vibrant and active, all the while continuing to serve the local Coon Rapids community with services in current demand.

In closing, we feel this change will be compatible with current uses and surrounding uses and will make the facility marketable and relevant for the years to come. We thank you in advance for your time and attention to this application and we look forward to discussing this application with you soon.

COON RAPIDS AUTO SERVICE MALL

SITE & PYLON PLANS



MID-AMERICA
 REAL ESTATE-MINNESOTA, LLC
 A MEMBER OF CHAINLINKS RETAIL ADVISORS
 5353 WAYZATA BOULEVARD, SUITE 650, MINNEAPOLIS, MN 55416
www.midamericagrp.com

Your retail future
 is our business

CONTACT INFORMATION

Luke Rieger Direct: 952-563-6683
 lrieger@midamericagrp.com
Doug Sailor Direct: 952-563-6666
 dsailor@midamericagrp.com

RESOLUTION NO. 13-67

A RESOLUTION AMENDING THE COMPREHENSIVE PLAN FOR THE CITY OF COON RAPIDS (PC 13-9)

WHEREAS, the Comprehensive Plan adopted by the City Council for the City of Coon Rapids on March 18, 2008, designated an Office use for property described as follows:

PARCEL C-1

TRACT 1: That part of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74, Anoka County, Minnesota, described as follows:

Commencing at a point on the east line thereof distant 290.0 feet north of the

southeast corner thereof; thence north along the east line of said Lot 11 a distance of 120.0 feet, more or less, to a point distant 130.0 feet southwesterly, as measured at right angles, with the center line of United States Trunk Highway Number 10 (now known as County State Aid Highway No. 1), so called as the same is now laid out and constructed; thence North 58 degrees 41 minutes West along a line parallel with and 130.0 feet southwesterly of, as measured at right angles with, said center line a distance of 100.0 feet; thence southwesterly a distance of 144.7 feet, more or less, to a point of intersection with a line drawn North 75 degrees 08 minutes West from the point of beginning and said point being 138.45 feet northwesterly along said line from the point of beginning; thence south 75 degrees 08 minutes East 138.45 feet to the point of beginning.

TRACT 2: That part of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74, Anoka County, Minnesota, described as follows:

Commencing at a point on the east line thereof distance 290.0 feet north of the southeast corner thereof; thence North 75 degrees 08 minutes West a distance of 138.45 feet to the actual point of beginning of the tract of land hereby to be described; thence continuing North 75 degrees 08 minutes West a distance of 135.0 feet; thence North 31 degrees 19 minutes East a distance of 180.0 feet, more or less, to a point on a line drawn parallel with and 130.0 feet southwesterly from the center line of United States Highway Number 10 (now known as County State Aid Highway No. 1) so called, as the same is now laid out and constructed; thence North 58 degrees 41 minutes East parallel with and 130.0 feet southwesterly of, as measured at right angles with, said center line a distance of 100.0 feet, more or less, to a point distant 100.0 feet northwesterly, as measured along said parallel line, from the point of intersection of said parallel line with the east line of said Lot 11; thence southwesterly 144.7 feet, more or less, to the point of beginning.

TRACT 3: That part of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74, Anoka County, Minnesota described as follows:

Beginning at a point of intersection of the east line of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74 and a line parallel with and distant 130 feet southwesterly from the center line of County State Aid Highway No. 1 (Coon Rapids Boulevard); thence North 58 degrees 41 minutes West parallel with and distant 130 feet southwesterly from said center line a distance of 130 feet; thence South 73 degrees 41 minutes East a distance of 80 feet, more or less, to a point on a line parallel with and distant 111 feet southwesterly of said center line; thence South 58 degrees 41 minutes East parallel with and distant 111 feet southwesterly from said center line to the east line of said Lot 11, AUDITOR'S SUBDIVISION NUMBER 74; thence southerly along said east line of Lot 11 to the point of beginning.

PARCEL C-2: That part of the Southwest Quarter of the Southeast Quarter of Section 16, Township 31, Range 24, described as follows:

Commencing at the Southwest corner of said Southwest Quarter of the Southeast Quarter; thence on an assumed bearing of East, along the South line of said Southwest Quarter of the Southeast Quarter, a distance of 560.36 feet to the Southeast corner of the plat of MONTICELLO ADDITION and the point of beginning of the tract to be described; thence North 1 degree 41 minutes 27 seconds East, along the East line of said MONTICELLO ADDITION and its Northerly extension, a distance of 443.63 feet to the Southwesterly right-of-way line of County State Aid Highway No. 1 (Coon Rapids Boulevard); thence South 57 degrees 01 minutes 59 seconds East, along said right-of-way line, a distance of 213.00 feet; thence South 34 degrees 58 minutes 01 second West a distance of 87.00 feet; thence South 21 degrees 49 minutes 45 seconds West a distance of 276.03 feet to a point on the South line of said Southwest Quarter of the Southeast Quarter distant 39.30 feet East from the point of beginning; thence on a bearing of West, along said South line, a distance of 39.30 feet to the point of beginning, according to the Government Survey thereof.

PARCEL C-3: That part of Lots Fourteen (14) and Fiftten (15), AUDITOR'S SUBDIVISION NUMBER 74, lying westerly of the following described line:

Commencing at a point on the southerly line of U.S. Highway No. 10, said point being three hundred three (303) feet measured southeasterly along said southerly line of U.S. Highway No. 10 from its intersection with the west line of Lot Fourteen (14), in said AUDITOR'S SUBDIVISION NUMBER 74, thence in a direct line southwesterly three hundred three

(303) feet more or less to a point on the south line of said Lot Fourteen (14) located one hundred forty-nine and three tenths (149.3) feet east of the southwest corner of said Lot Fourteen (14) and there terminating.

Excepting the following described tract:

That part of Lot Fourteen (14), AUDITOR'S SUBDIVISION NUMBER SEVENTY-FOUR (74), Anoka County, Minnesota lying westerly of the following described line:

Commencing at the intersection of the west line of said Lot 14 and the southerly line of U.S. Highway No. 10; thence southeasterly 213 feet along said southerly line of U.S. Highway No. 10 to the point of beginning for the line described:

Thence deflecting 92 degrees 00 minutes 00 seconds to the right from said southerly line of U.S. Highway No. 10 a distance of 87 feet; the southerly 275.68, more or less, to a point on the south line of said Lot 14 which is 39.3 feet east of the southwest corner of said Lot 14 and said line there terminating.

PARCEL C-4: That part of Lot Fourteen (14), AUDITOR'S SUBDIVISION NO. 74, lying easterly of the following described line:

Commencing at a point on the southerly line of State Trunk Highway No. 10 said point being 303 feet measured southeasterly along said southerly line of State Trunk Highway No. 10 from its intersection with the west line of Lot Fourteen (14) in said AUDITOR'S SUBDIVISION NO. 74; thence in a direct line southwesterly 303 feet more or less to a point on the south line of said Lot 14 located 149.3 feet east of the southwest corner of said Lot 14 and there terminating.

and all of Lot Fifteen (15) except that part lying Westerly of the following described line:

Commencing at a point on the southerly line of State Trunk Highway No. 10 said point being 303 feet measured southeasterly along said southerly line of State Trunk Highway 10 from its intersection with the west line of Lot 14 in said AUDITOR'S SUBDIVISION NO. 74; thence in a direct line southwesterly 303 feet, more or less, to a point on the south line of said Lot 14 located 149.3 feet east of the southwest corner of said Lot 14 and there terminating;

and except that part lying easterly of the following described line:

Beginning at a point in the southerly line of U.S. Highway No. 10 distant 29.7 feet northwesterly measured along said southerly line

from its intersection with the west line of Sixteen (16). AUDITOR'S SUBDIVISION NO. 74; thence southwesterly on a straight line that intersects the south line of Section Sixteen (16). Township Thirty-One (31). Range twenty-four (24), distant 111.0 feet west measured along said south line from the southwest corner of said Lot 16 and there terminating, all in Anoka County, Minnesota, according to the recorded plat thereof.

WHEREAS, after consideration by the Planning Commission of appropriate use for this area, the Commission has recommended that the property previously designated as Office use be designated as General Commercial; and

WHEREAS, the City Council, after due deliberation and consideration of the recommendations of the Planning Commission, concurs with said recommendations.

NOW, THEREFORE, BE IT RESOLVED by the Coon Rapids City Council that the Comprehensive Plan as amended be further amended to provide that the property hereinafter described be designated as General Commercial, to-wit:

PARCEL C-1

TRACT 1: That part of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74, Anoka County, Minnesota, described as follows:

Commencing at a point on the east line thereof distant 290.0 feet north of the

southeast corner thereof; thence north along the east line of said Lot 11 a distance of 120.0 feet, more or less, to a point distant 130.0 feet southwesterly, as measured at right angles, with the center line of United States Trunk Highway Number 10 (now known as County State Aid Highway No. 1), so called as the same is now laid out and constructed; thence North 58 degrees 41 minutes West along a line parallel with and 130.0 feet southwesterly of, as measured at right angles with, said center line a distance of 100.0 feet; thence southwesterly a distance of 144.7 feet, more or less, to a point of intersection with a line drawn North 75 degrees 08 minutes West from the point of beginning and said point being 138.45 feet northwesterly along said line from the point of beginning; thence south 75 degrees 08 minutes East 138.45 feet to the point of beginning.

TRACT 2: That part of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74, Anoka County, Minnesota, described as follows:

Commencing at a point on the east line thereof distance 290.0 feet north of the southeast corner thereof; thence North 75 degrees 08 minutes West a distance of 138.45 feet to the actual point of beginning of the tract of land

hereby to be described; thence continuing North 75 degrees 08 minutes West a distance of 135.0 feet; thence North 31 degrees 19 minutes East a distance of 180.0 feet, more or less, to a point on a line drawn parallel with and 130.0 feet southwesterly from the center line of United States Highway Number 10 (now known as County State Aid Highway No. 1) so called, as the same is now laid out and constructed; thence North 58 degrees 41 minutes East parallel with and 130.0 feet southwesterly of, as measured at right angles with, said center line a distance of 100.0 feet, more or less, to a point distant 100.0 feet northwesterly, as measured along said parallel line, from the point of intersection of said parallel line with the east line of said Lot 11; thence southwesterly 144.7 feet, more or less, to the point of beginning.

TRACT 3: That part of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74, Anoka County, Minnesota described as follows:

Beginning at a point of intersection of the east line of Lot 11, AUDITOR'S SUBDIVISION NUMBER 74 and a line parallel with and distant 130 feet southwesterly from the center line of County State Aid Highway No. 1 (Coon Rapids Boulevard); thence North 58 degrees 41 minutes West parallel with and distant 130 feet southwesterly from said center line a distance of 130 feet; thence South 73 degrees 41 minutes East a distance of 80 feet, more or less, to a point on a line parallel with and distant 111 feet southwesterly of said center line; thence South 58 degrees 41 minutes East parallel with and distant 111 feet southwesterly from said center line to the east line of said Lot 11, AUDITOR'S SUBDIVISION NUMBER 74; thence southerly along said east line of Lot 11 to the point of beginning.

PARCEL C-2: That part of the Southwest Quarter of the Southeast Quarter of Section 16, Township 31, Range 24, described as follows:

Commencing at the Southwest corner of said Southwest Quarter of the Southeast Quarter; thence on an assumed bearing of East, along the South line of said Southwest Quarter of the Southeast Quarter, a distance of 560.36 feet to the Southeast corner of the plat of MONTICELLO ADDITION and the point of beginning of the tract to be described; thence North 1 degree 41 minutes 27 seconds East, along the East line of said MONTICELLO ADDITION and its Northerly extension, a distance of 443.63 feet to the Southwesterly right-of-way line of County State Aid Highway No. 1 (Coon Rapids Boulevard); thence South 57 degrees 01 minutes 59 seconds East, along said right-of-way line, a distance of 213.00 feet; thence South 34 degrees 58 minutes 01 second West a distance of 87.00 feet; thence South 21 degrees 49 minutes 45 seconds West a distance of 276.03 feet to a point on the South line of said Southwest Quarter of the Southeast Quarter distant 39.30 feet East from the point of

beginning; thence on a bearing of West, along said South line, a distance of 39.30 feet to the point of beginning, according to the Government Survey thereof.

PARCEL C-3: That part of Lots Fourteen (14) and Fifteen (15), AUDITOR'S SUBDIVISION NUMBER 74, lying westerly of the following described line:

Commencing at a point on the southerly line of U.S. Highway No. 10, said point being three hundred three (303) feet measured southeasterly along said southerly line of U.S. Highway No. 10 from its intersection with the west line of Lot Fourteen (14), in said AUDITOR'S SUBDIVISION NUMBER 74, thence in a direct line southwesterly three hundred three (303) feet more or less to a point on the south line of said Lot Fourteen (14) located one hundred forty-nine and three tenths (149.3) feet east of the southwest corner of said Lot Fourteen (14) and there terminating.

Excepting the following described tract:

That part of Lot Fourteen (14), AUDITOR'S SUBDIVISION NUMBER SEVENTY-FOUR (74), Anoka County, Minnesota lying westerly of the following described line:

Commencing at the intersection of the west line of said Lot 14 and the southerly line of U.S. Highway No. 10; thence southeasterly 213 feet along said southerly line of U.S. Highway No. 10 to the point of beginning for the line described:

Thence deflecting 92 degrees 00 minutes 00 seconds to the right from said southerly line of U.S. Highway No. 10 a distance of 87 feet; the southerly 275.68, more or less, to a point on the south line of said Lot 14 which is 39.3 feet east of the southwest corner of said Lot 14 and said line there terminating.

PARCEL C-4: That part of Lot Fourteen (14), AUDITOR'S SUBDIVISION NO. 74, lying easterly of the following described line:

Commencing at a point on the southerly line of State Trunk Highway No. 10 said point being 303 feet measured southeasterly along said southerly line of State Trunk Highway No. 10 from its intersection with the west line of Lot Fourteen (14) in said AUDITOR'S SUBDIVISION NO. 74; thence in a direct line southwesterly 303 feet more or less to a point on the south line of said Lot 14 located 149.3 feet east of the southwest corner of said Lot 14 and there terminating.

and all of Lot Fifteen (15) except that part lying Westerly of the following described line:

Commencing at a point on the southerly line of State Trunk Highway No. 10 said point being 303 feet measured southeasterly along said southerly line of State Trunk Highway 10 from its intersection with the west line of Lot 14 in said AUDITOR'S SUBDIVISION NO. 74; thence in a direct line southwesterly 303 feet, more or less, to a point on the south line of said Lot 14 located 149.3 feet east of the southwest corner of said Lot 14 and there terminating;

and except that part lying easterly of the following described line:

Beginning at a point in the southerly line of U.S. Highway No. 10 distant 29.7 feet northwesterly measured along said southerly line from its intersection with the west line of Sixteen (16). AUDITOR'S SUBDIVISION NO. 74; thence southwesterly on a straight line that intersects the south line of Section Sixteen (16). Township Thirty-One (31). Range twenty-four (24), distant 111.0 feet west measured along said south line from the southwest corner of said Lot 16 and there terminating, all in Anoka County, Minnesota, according to the recorded plat thereof.

Adopted by the Coon Rapids City Council this 18th day of June, 2013.

Tim Howe, Mayor

ATTEST:

Catherine M. Sorensen, City Clerk



City Council Regular

13.

Meeting Date: 06/18/2013

Subject: Approve Plans and Specifications and Order Advertisement for Bids, Project 13-24, Sanitary Sewer Lift Station No. 8

Submitted For: Tim Himmer, Public Works Director

From: Cher Ridout, Admin Secretary II

INTRODUCTION

As part of the five year sanitary sewer capital improvement program, Sanitary Sewer Lift Station No. 8 has been scheduled for reconstruction in 2013. Lift Station No. 8 is located at 10320 Mississippi Boulevard. Our consulting engineer, SEH, Inc., has completed plans and specifications for reconstruction of the lift station. Council is requested to approve plans and specifications and order advertisement for bids.

DISCUSSION

As part of our ongoing capital improvement program, Sanitary Sewer Lift Station No. 8 is planned for reconstruction in 2013. Lift Station No. 8 services an area in the southwesterly part of the City along Mississippi Boulevard. The lift station is at the end of its useful life and needs to be replaced.

Bids will be advertised in June and July with a bid opening scheduled for July 12, 2013. A summary of bids and a recommendation will be presented to Council at the August 7, 2013 meeting.

RECOMMENDATION

It is recommended that the City Council adopt Resolution No. 13-24(8) approving plans and specifications and ordering advertisement for bids.

Fiscal Impact

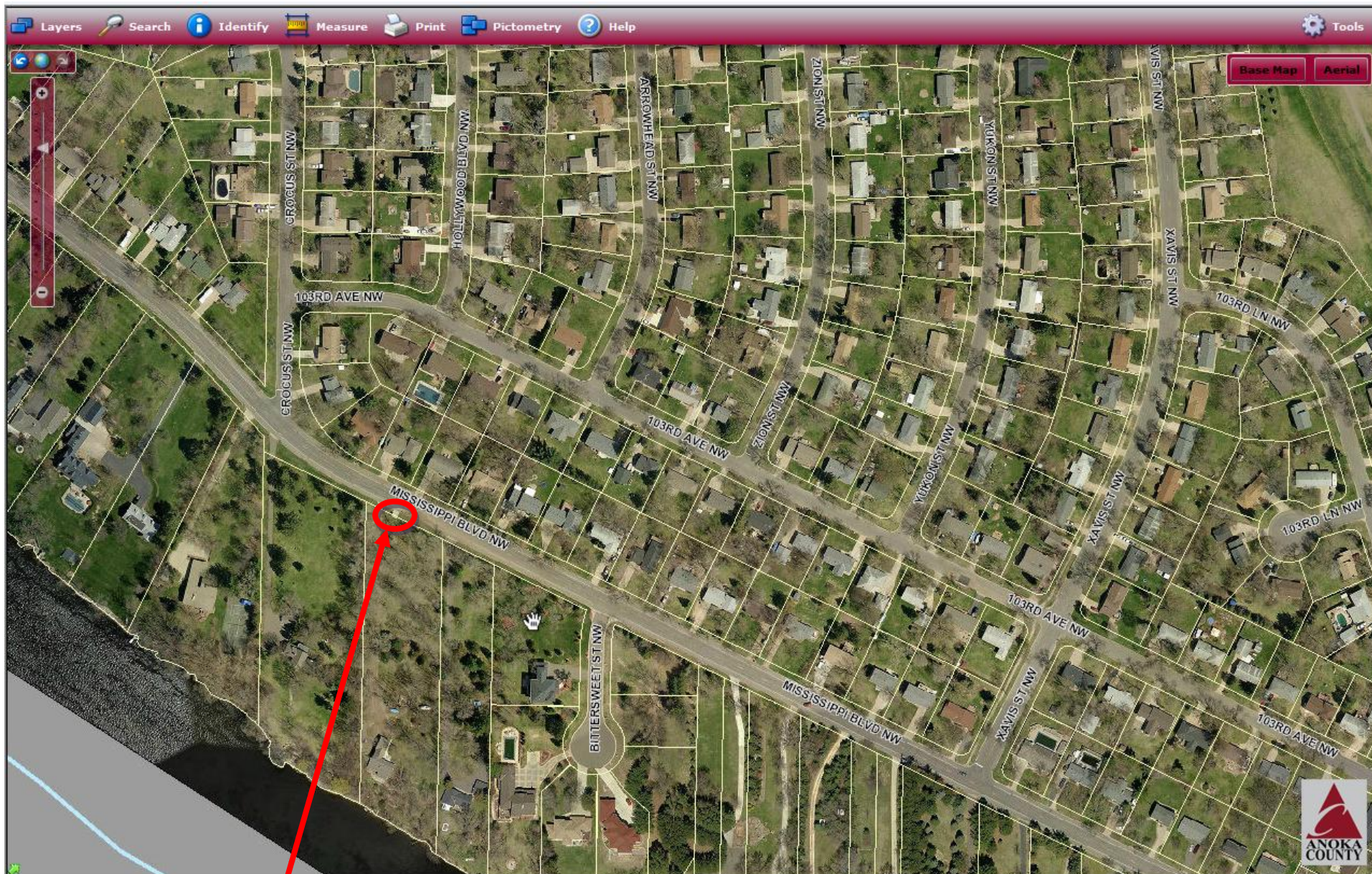
BUDGET IMPACT:

The total estimated construction cost for the project is \$600,000. Adequate funding is available in the City's Sanitary Sewer Utility Fund.

Attachments

Location Map

Resolution No. 13-24(8)



Lift Station #8

RESOLUTION NO. 13-24(8)

**(8) RESOLUTION APPROVING PLANS AND SPECIFICATIONS
AND ORDERING ADVERTISEMENT FOR BIDS**

WHEREAS, SEH, Inc. has prepared plans and specifications for the improvement of Sanitary Sewer Lift Station No. 8 located at 10320 Mississippi Boulevard by reconstruction and has presented such plans and specifications to the Council for approval; and

WHEREAS, the City of Coon Rapids expects to reimburse all or a portion of the project expenditures with the proceeds of debt to be incurred by the City; and

WHEREAS, this declaration is made pursuant to Section 1.103-18 of the Income Tax Regulations of the Internal Revenue Service.

NOW THEREFORE, BE IT RESOLVED by the City Council of Coon Rapids, Minnesota:

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.
2. The City Clerk shall prepare and cause to be inserted in the official paper and in a trade journal, if applicable, an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 21 days, shall specify the work to be done, shall state that bids will be received by the Clerk until 10:00 a.m. on the 12th day of July, 2013, at which time they will be publicly opened in the City Hall by the City Clerk and engineer, will then be tabulated, and will be considered by the Council at 7:00 p.m. on the 7th day of August, 2013, in the Council Chambers, and that no bids will be considered unless sealed and filed with the Clerk and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the Clerk for 5% of the amount of such bid.

Adopted this 18th day of June, 2013.

Tim Howe, Mayor

ATTEST:

Catherine M. Sorensen, City Clerk



City Council Regular

14.

Meeting Date: 06/18/2013

Subject: Approve Plans and Specifications and Order Advertisement for Bids, Project 13-25, 2013
Sanitary Sewer Lining Program

Submitted For: Tim Himmer, Public Works Director

From: Cher Ridout, Admin Secretary II

INTRODUCTION

As part of the five year capital improvement program, we have selected several neighborhoods to continue the sanitary sewer lining program. Lining in 2013 will be done in several areas as shown on the attached location map. Our consulting engineer, SEH, Inc., has completed plans and specifications for the next phase of the sanitary sewer lining program. Council is requested to approve plans and specifications and order advertisement for bids.

DISCUSSION

The City began the sanitary sewer system lining program in 2008 as part of a five year capital improvement program. Lining will be done in areas where the sanitary sewer pipe exhibits significant maintenance concerns due to root intrusion and open joints. Pipe material is clay pipe that was installed in the 1960s and 1970s. The project will include work only on the main line sanitary sewer. All segments to be lined have been televised. Where we have noticed apparent service problems with roots, the homeowners have been notified. It has been suggested that the homeowners have their service line cleaned prior to the beginning of the lining project.

Bids will be advertised in June and July with the bid opening scheduled for July 12, 2013. A summary of bids and a recommendation will be presented to Council at the August 7, 2013 meeting.

RECOMMENDATION

It is recommended that the City Council adopt Resolution No. 13-25(8) approving plans and specifications and ordering advertisement for bids for the sanitary sewer lining project.

Fiscal Impact

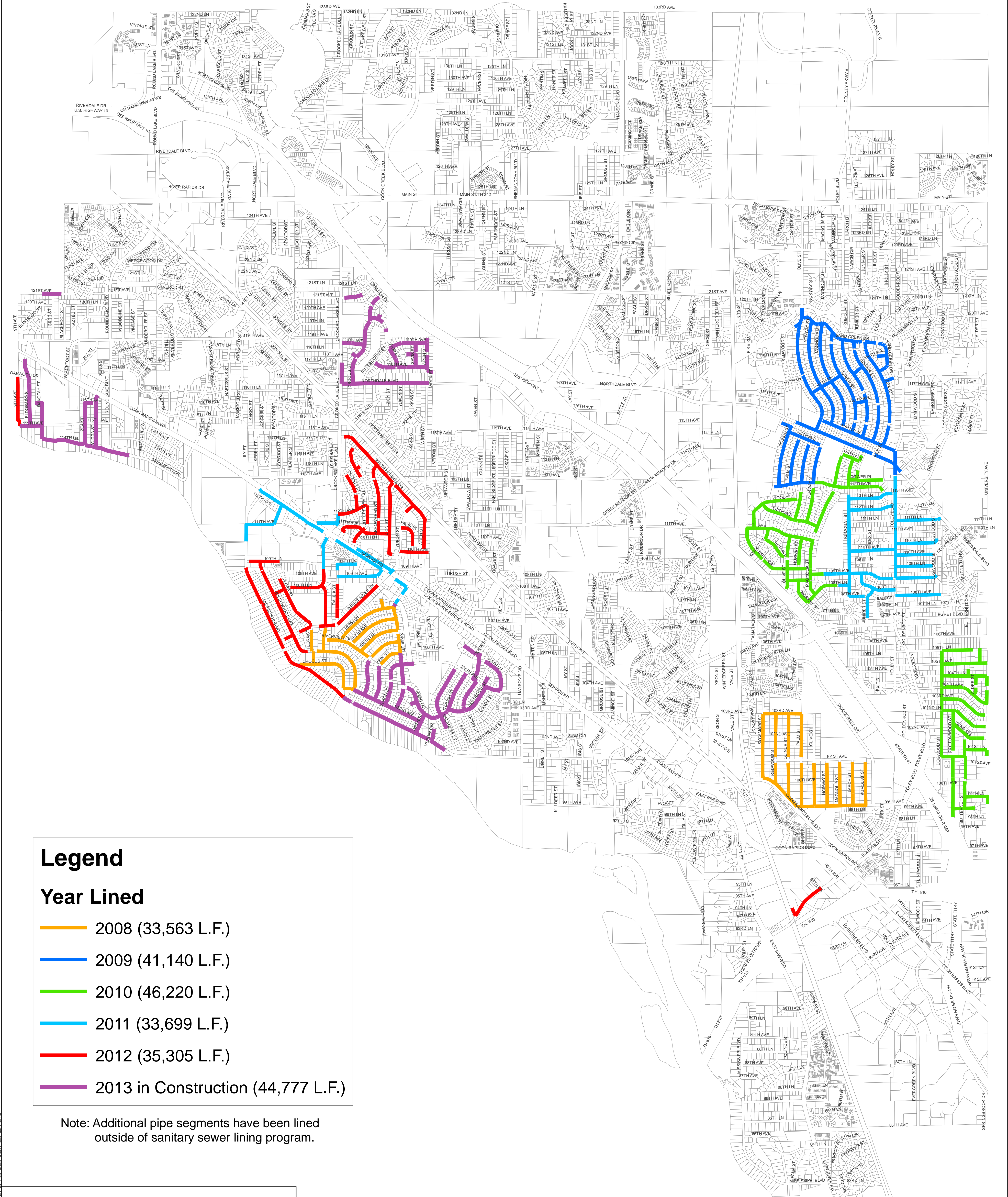
BUDGET IMPACT:

The total estimated construction cost for the project is \$980,000. Funds have been budgeted in the Sanitary Sewer Utility Fund for 2013.

Attachments

SS Lining Map

Resolution No. 13-25(8)



3535 VADNAIS CENTER DR.
ST. PAUL, MN 55110
PHONE: (651) 490-2000
FAX: (888) 908-8166
TF: (800) 325-2055
www.sehinc.com

Project: COONR 118972
Print Date: 3/7/2013

Map by: dc
Projection: MN SP South Nad 83 ft
Source: City of Coon Rapids, SEH

Sanitary Sewer Pipe Lining Status

Sanitary Sewer Pipe Lining Program

Coon Rapids, MN

Figure
1

RESOLUTION NO. 13-25(8)

**(8) RESOLUTION APPROVING PLANS AND SPECIFICATIONS
AND ORDERING ADVERTISEMENT FOR BIDS**

WHEREAS, SEH, Inc. has prepared plans and specifications for the improvement of the City's sanitary sewer system by lining existing sewer pipe and has presented such plans and specifications to the Council for approval; and

WHEREAS, the City of Coon Rapids expects to reimburse all or a portion of the project expenditures with the proceeds of debt to be incurred by the City; and

WHEREAS, this declaration is made pursuant to Section 1.103-18 of the Income Tax Regulations of the Internal Revenue Service.

NOW THEREFORE, BE IT RESOLVED by the City Council of Coon Rapids, Minnesota:

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.
2. The City Clerk shall prepare and cause to be inserted in the official paper and in a trade journal, if applicable, an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 21 days, shall specify the work to be done, shall state that bids will be received by the Clerk until 10:00 a.m. on the 12th day of July, 2013, at which time they will be publicly opened in the City Hall by the City Clerk and engineer, will then be tabulated, and will be considered by the Council at 7:00 p.m. on the 7th day of August, 2013, in the Council Chambers, and that no bids will be considered unless sealed and filed with the Clerk and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the Clerk for 5% of the amount of such bid.

Adopted this 18th day of June, 2013.

Tim Howe, Mayor

ATTEST:

Catherine M. Sorensen, City Clerk